

1 IN THE SENATE

BY HAMMOND

2 SENATE BILL NO. 177

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to criminal sentencing."

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

8 * Section 1. AS 12.55 is amended by adding a new section to read:

9 Sec. 12.55.105. RESTITUTION OR REPARATION. (a) The court shall,
10 upon suspending the imposition or execution or balance of a sentence
11 and placing the defendant on probation, after entering a judgment of
12 conviction of a crime involving property damage, property or monetary
13 loss or any other crime to the financial detriment of the offended party,
14 propose a restitution plan by which the offended party can be made whole
15 by the defendant with regard to the property or monetary loss if the
16 court is satisfied that the ends of justice and the best interests of
17 the public will be served.

18 (b) The financial restitution for the property or money may be
19 accomplished by a lump sum payment or by an installment payment plan
20 over any period of time, as the court determines to be in the best
21 interests of the offended party.

22 (c) This section shall be a primary consideration for the court
23 in suspending the imposition or execution or balance of a sentence and
24 placing the defendant on probation where the crime involved property
25 damage, property or monetary loss or any crime to the financial detri-
26 ment of the offended party.

27 * Sec. 2. AS 12.55.100(2) is repealed.
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