

1 IN THE SENATE

BY LEWIS

2 SENATE BILL NO. 30

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act transferring parole authority to the court  
7 system."

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

9 \* Section 1. AS 33.05.020(b) is amended to read:

10 (b) The commissioner shall fix probation officers' and assistants'  
11 salaries, assign them to the various judicial districts, and shall  
12 provide for their necessary expenses including clerical services and  
13 travel. [HE MAY ASSIGN TO ALL PROBATION OFFICERS AND PERSONNEL ANY  
14 DUTIES CONCERNING THE ADMINISTRATION OF THE PAROLE SYSTEM AS PROVIDED  
15 IN THE PAROLE ADMINISTRATION ACT.]

16 \* Sec. 2. AS 33.15 is amended by adding a new section to read:

17 Sec. 33.15.005. OFFICE OF PAROLE. There is established under  
18 the supreme court the office of parole which is administered by a  
19 chief parole officer.

20 \* Sec. 3. AS 33.15.010 is amended to read:

21 Sec. 33.15.010. STATE BOARD OF PAROLE. There is under the  
22 office of parole [IN THE DEPARTMENT] a board of parole consisting of  
23 five members to be appointed by the chief justice from nominations  
24 made by the judicial council [GOVERNOR], subject to confirmation by a  
25 majority of the members of the legislature in joint session. One of  
26 the members, who shall be chairman of the board, shall be a person  
27 with training or experience in the field of probation and parole, and  
28 he may be an official or employee of the department or the court but  
29 may not be an official or employee of the division of corrections.

1 The term of each of the other four members of the board is four years  
2 and until his successor is appointed and qualifies. Successors are  
3 appointed in the same manner as provided for the board members first  
4 appointed. A vacancy shall be filled for the unexpired term.

5 \* Sec. 4. AS 33.15.030 is amended to read:

6 Sec. 33.15.030. CHIEF JUSTICE [GOVERNOR] TO ADVISE OF DUTIES  
7 AND CALL BOARD MEETING. Upon appointment, the chief justice [GOVERNOR]  
8 shall advise those appointed of their duties under this chapter and  
9 shall, as soon as practicable, call the first meeting of the members  
10 of the board.

11 \* Sec. 5. AS 33.15.040 is amended to read:

12 Sec. 33.15.040. PAYMENT OF BOARD EXPENSES. The necessary expenses  
13 of the board shall be paid by appropriation made to the court system  
14 [DEPARTMENT].

15 \* Sec. 6. AS 33.15.130(b) is amended to read:

16 (b) The board shall keep a record of its acts and shall notify  
17 the commissioner and the chief parole officer of its decisions relating  
18 to prisoners considered for parole. At the close of each fiscal year  
19 the board shall submit to the chief justice, the governor, the com-  
20 missioner, and the attorney general, a report containing statistical  
21 and other data of its work, including research studies which it may  
22 make of probation, sentencing, parole or related functions, and a  
23 computation and analysis of dispositions in criminal matters by  
24 the courts in the state.

25 \* Sec. 7. AS 33.15.150 is amended to read:

26 Sec. 33.15.150. DUTIES OF THE CHIEF PAROLE OFFICER [COMMISSIONER].  
27 The chief parole officer [COMMISSIONER] is charged with the administra-  
28 tive duties and responsibilities necessary to

29 (1) conduct investigations of prisoners eligible for parole

1 as the board requests;

2 (2) supervise the conduct of parolees and institute programs  
3 for reform and rehabilitation of parolees as the board requests;

4 (3) appoint and assign parole officers and personnel to the  
5 judicial districts in the state and to train and supervise parole  
6 officers and personnel;

7 (4) keep records, files and accounts as the board requests.

8 \* Sec. 8. AS 33.15.230(b) is amended to read:

9 (b) Upon commitment of a prisoner sentenced to imprisonment under  
10 (a) of this section, the chief parole officer [COMMISSIONER], under  
11 such regulations as the board prescribes, shall have a complete study  
12 made of the prisoner and shall furnish to the board a summary report  
13 together with any recommendations which, in his opinion, would be  
14 helpful in determining the suitability of the prisoner for parole.  
15 This report may include, but shall not be limited to, data regarding  
16 the prisoner's previous delinquency or criminal experience, circumstances  
17 of his social background, his capabilities, his mental and physical  
18 health, and such other factors considered pertinent. The board may  
19 make such other investigation as it considers necessary.

20 \* Sec. 9. AS 22.05 is amended by adding a new section to read:

21 Sec. 22.05.155. CHIEF PAROLE OFFICER. The chief justice of the  
22 supreme court shall, with the approval of the supreme court, appoint  
23 a chief parole officer to serve at the pleasure of the supreme court  
24 and to administer the parole system and enforce the parole laws.

25 \* Sec. 10. AS 44.29.020(17) is amended to read:

26 (17) probation [AND PAROLE] supervision.

27 \* Sec. 11. AS 33.05.040(5), 33.15.015, 33.15.160, and 33.15.170 are  
28 repealed.  
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