

1 IN THE SENATE

BY ORSINI

2 SENATE JOINT RESOLUTION NO. 4

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST SESSION

5 Proposing an amendment to the Constitution
6 of Alaska relating to bail in felony cases
7 involving violence.

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

9 * Section 1. Article I, sec. 11, Constitution of the State of Alaska is
10 amended to read:

11 SECTION 11. RIGHTS OF ACCUSED. In all criminal prosecutions, the
12 accused shall have the right to a speedy and public trial, by an impar-
13 tial jury of twelve, except that the legislature may provide for a jury
14 of not more than twelve or less than six in courts not of record. The
15 accused is entitled to be informed of the nature and cause of the accu-
16 sation; to be released on bail, except for capital offenses when the
17 proof is evident or the presumption great or for noncapital felonies
18 involving violence when the accused has been twice previously convicted
19 of felonies involving violence and when the judge after a hearing
20 determines that there is evidence substantially showing guilt; to be
21 confronted with the witnesses against him; to have compulsory process
22 for obtaining witnesses in his favor, and to have the assistance of
23 counsel for his defense.

24 * Sec. 2. The amendment proposed by this resolution shall be placed before
25 the voters of the state at the next general election in conformity with art.
26 XIII, sec. 1, Constitution of the State of Alaska, and the election laws of
27 the state.

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