

Introduced: 1/11/82  
Referred: Health, Education &  
Social Services and Judiciary

1 IN THE SENATE

BY PARR

2 SENATE BILL NO. 633

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to work performed by prisoners in  
7 state institutions."

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

9 Section 1. AS 33.30.225 is repealed and reenacted to read:

10 Sec. 33.30.225. WORK PROGRAMS; REMUNERATION. (a) The commis-  
11 sioner may, in his discretion, direct that a prisoner participate in  
12 non-institutional work projects and in institutional work programs,  
13 including personal housekeeping, while detained or confined in a prison  
14 facility. A prisoner who participates in non-institutional work  
15 projects is eligible for the credit provided under AS 33.30.280 or for a  
16 gratuity payment. A prisoner who participates in institutional work  
17 programs is eligible for a gratuity payment. The amount of the gratuity  
18 payment may not exceed \$3 a day and must be the same among all state  
19 prison facilities for the performance of similar work.

20 (b) A prisoner who refuses to work when directed to do so by the  
21 commissioner under (a) of this section is subject to disciplinary action  
22 in accordance with regulations, which the commissioner shall adopt,  
23 providing for discipline of prisoners who refuse to work.

24 (c) For purposes of this section, "non-institutional work" means  
25 work on government or other public projects outside the confines of a  
26 prison facility. For purposes of this section, "institutional work"  
27 means work inside the prison facility.

28 \* Sec. 2. AS 33.30.250(a) is amended to read:

29 (a) When a person is convicted of a crime and is sentenced to a

1 prison facility, or is imprisoned in the prison facility for nonpayment  
2 of a fine, for contempt, or as a condition of probation for a criminal  
3 offense, the commissioner may, if he concludes that the person is a fit  
4 subject for a work furlough and is not prohibited from it under (g) of  
5 this section, direct that the person [BE PERMITTED TO] continue in his  
6 regular employment, if that is compatible with the requirements of (c)  
7 of this section, or may direct [AUTHORIZE] the person to secure employ-  
8 ment for himself, unless the court at the time of sentencing has ordered  
9 that the person not be granted work furloughs.

10 \* Sec. 3. AS 33.30.250(b) is amended to read:

11 (b) If the commissioner directs that the prisoner [BE PERMITTED  
12 TO] continue in his regular employment, the commissioner shall arrange  
13 for a continuation of the employment so far as possible without inter-  
14 ruption. If the prisoner does not have regular employment, [AND] the  
15 commissioner may direct [HAS AUTHORIZED] the prisoner to secure employ-  
16 ment for himself. The [, THE PRISONER MAY DO SO, AND THE] commissioner  
17 may assist the prisoner in securing employment [HIM IN DOING SO]. Any  
18 employment secured must, as determined by the commissioner, be suitable  
19 for the prisoner. The employment must be in accordance with the prevail-  
20 ing working conditions and wages in the area. No employment may be  
21 permitted where there is a labor dispute in the establishment in which  
22 the prisoner is, or is to be, employed.

23 \* Sec. 4. AS 33.30.250(e) is amended to read:

24 (e) If the prisoner violates the conditions established for his  
25 conduct, custody, or employment, or if the prisoner refuses to work when  
26 directed to do so under (a) or (b) of this section, the commissioner may  
27 order the balance of the prisoner's sentence to be spent in actual con-  
28 finement or may discipline the prisoner, in accordance with regulations,  
29 which the commissioner shall adopt, providing for discipline of pris-

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oners who refuse to work.

\* Sec. 5. AS 41.20.110(b) is amended to read:

(b) As an aid to the construction and maintenance of trails and campsites under (a) of this section the commissioner of health and social services is authorized to establish a program that would direct [ALLOW] prisoners to [VOLUNTEER FOR] work on the trails and campsites. The commissioner is authorized to grant remuneration for the work, either in money or reduction of sentence, which he considers sufficient. The commissioner shall adopt regulations to provide for discipline of prisoners who refuse to work when directed to do so under this section.

\* Sec. 6. AS 36.10.060 is repealed.