

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

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FISCHER AND BRADLEY

1 IN THE SENATE

2 SENATE BILL NO. 634

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 community work as a sentence for a
7 violation or misdemeanor or as a condition of proba-
8 tion."

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

10 * Section 1. AS 12.55.055(a) is amended to read:

11 (a) The court may offer [ORDER] a defendant convicted of a viola-
12 tion or misdemeanor the option of performing [AN OFFENSE TO PERFORM]
13 community work as a condition of a suspended sentence or suspended
14 imposition of sentence, or in place of all or part of [ADDITION TO] any
15 fine [OR RESTITUTION] ordered. If the defendant is also sentenced to
16 imprisonment, the court may recommend to the Department of Health and
17 Social Services that the defendant perform community work. The court
18 may offer a defendant convicted of a misdemeanor or felony the option
19 of performing community work as a condition of probation.

20 * Sec. 2. AS 12.55.055 is amended by adding new subsections to read:

21 (c) Community work shall be performed for and under the supervi-
22 sion of a municipality or other political subdivision of the state, an
23 agency of the state, or a charitable organization. Before a court may
24 order a convicted defendant to perform community work, a municipality or
25 other political subdivision of the state, an agency of the state, or a
26 charitable organization must agree to accept the defendant for work.
27 The court shall order the defendant to perform work in an area as close
28 to the defendant's residence as possible.

29 (d) The court may not order a convicted defendant to perform

1 community work under this section unless the defendant agrees to perform
2 it. If a convicted defendant agrees to perform community work, the
3 court may require the defendant to deposit with the court a reasonable
4 sum of money to pay for the cost of insurance against liability for
5 personal injury and damage to property or for other insurance coverage
6 during the time that the work is being performed.

7 (e) The court shall fix the period of time during which community
8 work shall be performed under this section and, if appropriate, shall
9 fix the time to allow the convicted defendant to continue at his regular
10 employment and to care for dependents. The period of time fixed by the
11 court may not exceed

- 12 (1) 50 hours for a violation;
- 13 (2) 120 hours for a class B misdemeanor;
- 14 (3) 240 hours for a class A misdemeanor;
- 15 (4) 1,000 hours for a felony.

16 * Sec. 3. AS 12.55.100(a)(4) is amended to read:

17 (4) to perform community work in accordance with AS 12.55.-

18 055.