

Offered: 5/17/84
Referred: Rules

Original sponsor: Judiciary Committee

1 IN THE SENATE BY THE JUDICIARY COMMITTEE
2 HOUSE CS FOR CS FOR SENATE BILL NO. 539 (Judiciary) am H
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 THIRTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to community work as part of a
7 criminal sentence."

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

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

10 (a) The court may order a defendant convicted of an offense to
11 perform community work as a condition of probation, a suspended sen-
12 tence or suspended imposition of sentence, or in addition to any fine
13 or restitution ordered. If the defendant is [ALSO] sentenced to
14 imprisonment, the court may recommend to the Department of Corrections
15 that the defendant perform community work.

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

17 (c) The court may offer a defendant convicted of an offense the
18 option of performing community work in lieu of a fine or a portion of
19 a fine if the court finds the defendant is unable to pay the fine.
20 The value of community work in lieu of a fine is \$3.00 per hour.

21 (d) The court may offer a defendant convicted of an offense the
22 option of performing community work in lieu of a sentence of imprison-
23 ment. Substitution of community work shall be at a rate of eight
24 hours for each day of imprisonment. A court may not offer substi-
25 tution of community work for any mandatory minimum period of imprison-
26 ment or for any period of a presumptive term of imprisonment.

27 (e) Medical benefits for an individual injured while performing
28 community work at the direction of the state shall be assumed by the
29 state to the extent not covered by collateral sources. When the state

1 pays medical benefits under this subsection, a claim for medical
2 expenses by the injured individual against a third party is subrogated
3 to the state.

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

5 (a) While on probation and among the conditions of probation,
6 the defendant may be required

7 (1) to pay a fine in one or several sums;

8 (2) to make restitution or reparation to aggrieved parties
9 for actual damages or loss caused by the crime for which conviction
10 was had;

11 (3) to provide for the support of any persons for whose
12 support the defendant [HE] is legally responsible; and

13 (4) to perform community work in accordance with AS 12.55.-
14 055.