

Offered: 3/22/85
Referred: Rules

Original sponsor: Rules/Governor

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 CS FOR HOUSE BILL NO. 104 (Judiciary) am

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to computation, forfeiture and
7 restoration of statutory good time; and providing for
8 an effective date."

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

10 * Section 1. AS 33.20.010 is repealed and reenacted to read:

11 Sec. 33.20.010. COMPUTATION OF GOOD TIME. (a) Except as
12 provided in (b) of this section and notwithstanding AS 12.55.125(f)(3)
13 and 12.55.125(g)(3), a prisoner convicted of an offense against the
14 state or a political subdivision of the state and sentenced to a term
15 of imprisonment that exceeds three days is entitled to a deduction of
16 one-third of the term of imprisonment rounded off to the nearest day
17 if the prisoner follows the rules of the correctional facility in
18 which the prisoner is confined.

19 (b) A prisoner sentenced to a term of imprisonment of more than
20 one year before the effective date of this Act who was entitled to a
21 deduction of less than one-third of the term of imprisonment is en-
22 titled to a deduction of one-third of the portion of the term of
23 imprisonment remaining to be served as of the effective date of this
24 Act, unless the Board of Parole determines that, with reasonable
25 probability, the prisoner will not live and remain at liberty without
26 violating any laws.

27 * Sec. 2. AS 33.20.050 is amended to read:

28 Sec. 33.20.050. FORFEITURE FOR OFFENSE. If during the term of
29 imprisonment a prisoner commits an offense or violates the rules of

1 the correctional facility [INSTITUTION], all or [ANY] part of the
2 prisoner's [EARNED] good time may be forfeited under regulations
3 adopted by the commissioner of corrections. The amount of good time
4 forfeited shall be related to the severity of the offense or rule
5 violation.

6 * Sec. 3. AS 33.20.060 is repealed and reenacted to read:

7 Sec. 33.20.060. RESTORATION OF FORFEITED GOOD TIME. The commis-
8 sioner of corrections may restore all or a portion of a prisoner's
9 forfeited good time, under regulations adopted by the commissioner, if
10 the prisoner demonstrates progress in faithfully observing the rules
11 of the correctional facility in which the prisoner is confined. The
12 amount of forfeited good time restored by the commissioner shall be
13 related to the severity of the offense or rule violation committed by
14 the prisoner and the length of time of good conduct that followed the
15 offense or rule violation.

16 * Sec. 4. Section 1 of this Act takes effect immediately in accordance
17 with AS 01.10.070(c).

18 * Sec. 5. Sections 2 and 3 of this Act take effect January 1, 1986.