

Offered: 3/13/85  
Referred: Judiciary

Original sponsor: Rules/Governor

BY THE HEALTH, EDUCATION AND  
SOCIAL SERVICES COMMITTEE

1 IN THE HOUSE

2

CS FOR HOUSE BILL NO. 141 (HESS)

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 the parole of offenders; and  
7 providing for an effective date."

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

9 \* Section 1. AS 12.55 is amended by adding a new section to read:

10 Sec. 12.55.115. FIXING ELIGIBILITY FOR DISCRETIONARY PAROLE AT  
11 SENTENCING. The court may, as part of a sentence of imprisonment,  
12 further restrict the eligibility of a prisoner for discretionary  
13 parole for a term greater than that required under AS 33.16.100.

14 \* Sec. 2. AS 33 is amended by adding a new chapter to read:

15 CHAPTER 16. PAROLE ADMINISTRATION.

16 Sec. 33.16.010. PAROLE. (a) A prisoner who is serving a term  
17 or terms of at least 181 days is eligible for either discretionary or  
18 mandatory parole.

19 (b) A prisoner who is eligible under AS 33.16.090 may be granted  
20 discretionary parole by the board of parole.

21 (c) A prisoner who is not eligible for discretionary parole, or  
22 who is not released on discretionary parole, shall be released on  
23 mandatory parole for the term of good time deductions credited under  
24 AS 33.20, if the term or terms of imprisonment exceed 180 days.

25 (d) A prisoner released on discretionary or mandatory parole is  
26 subject to the conditions of parole imposed under AS 33.16.150.  
27 Parole may be revoked under AS 33.16.220.

28 Sec. 33.16.020. BOARD OF PAROLE. (a) There is in the Depart-  
29 ment of Corrections a board of parole consisting of five members

1 appointed by the governor, subject to confirmation by a majority of  
2 members of the legislature in joint session.

3 (b) Members of the board serve for staggered terms of five years  
4 and until their successors are appointed.

5 (c) The governor shall choose the presiding officer of the board  
6 from among the membership.

7 (d) The governor shall make appointments to the board with due  
8 regard for representation on the board of the ethnic, racial, sexual,  
9 and cultural populations of the state.

10 (e) The governor shall appoint at least one member living in the  
11 First Judicial District, one member living in the Third Judicial  
12 District, and one member living in either the Second or Fourth  
13 Judicial District.

14 Sec. 33.16.030. SELECTION CRITERIA FOR BOARD MEMBERS. (a) The  
15 governor shall appoint board members on the basis of their qualifi-  
16 cations to make decisions that are compatible with the welfare of the  
17 community and of individual offenders. The governor shall appoint  
18 members who are able to consider the character and background of  
19 offenders and the circumstances under which offenses were committed.

20 (b) At least one person appointed to the board must have ex-  
21 perience in the field of criminal justice.

22 (c) Officers or employees of the state may not be appointed to  
23 the board.

24 Sec. 33.16.040. COMPENSATION AND EXPENSES. A board member is  
25 entitled to compensation at an amount to be set by the governor for  
26 each day the member is participating in business of the board, and is  
27 also entitled to the per diem and travel allowances provided under  
28 AS 39.20.180.

29 Sec. 33.16.050. MEETINGS OF THE BOARD. (a) The board may meet

1 as often as it considers necessary to carry out its responsibilities,  
2 but shall meet at least four times a year.

3 (b) Three members of the board constitute a quorum for the  
4 conduct of business.

5 (c) Decisions and orders of the board require the affirmative  
6 votes of a majority of the members present.

7 (d) The board may conduct meetings by the use of teleconferenc-  
8 ing facilities.

9 Sec. 33.16.060. DUTIES OF THE BOARD. (a) The board shall

10 (1) serve as the parole authority for the state;

11 (2) upon receipt of an application, consider the suitability  
12 for parole of a prisoner who is eligible for discretionary parole;

13 (3) impose parole conditions on all prisoners released  
14 under discretionary or mandatory parole;

15 (4) under AS 33.16.210, discharge a person from parole when  
16 custody is no longer required;

17 (5) maintain records of the meetings and proceedings of the  
18 board;

19 (6) recommend to the governor and the legislature changes  
20 in the law administered by the board;

21 (7) recommend to the governor or the commissioner changes  
22 in the practices of the department and of other departments of the  
23 executive branch necessary to facilitate the purposes and practices of  
24 parole;

25 (8) upon request of the governor, review and recommend  
26 applicants for executive clemency; and

27 (9) execute other responsibilities prescribed by law.

28 (b) The board shall adopt regulations under the Administrative  
29 Procedure Act (AS 44.62)

1 (1) establishing standards under which the suitability of a  
2 prisoner for discretionary parole shall be determined;

3 (2) providing for the supervision of parolees and for  
4 recommitment of parolees; and

5 (3) governing procedures of the board.

6 Sec. 33.16.070. PROCESS. The board or a member of the board may  
7 issue subpoenas and subpoenas duces tecum in the performance of board  
8 duties under AS 33.16.060(a). Subpoenas issued under this section are  
9 enforceable in Superior Court.

10 Sec. 33.16.080. EXECUTIVE DIRECTOR. The board shall hire an  
11 executive director to serve the board in the discharge of its duties.  
12 The executive director must have had training and experience in the  
13 field of criminal justice. The executive director may employ addi-  
14 tional staff to assist the board.

15 Sec. 33.16.090. ELIGIBILITY FOR DISCRETIONARY PAROLE. (a) A  
16 prisoner who is serving a term of at least 181 days, and who is not  
17 otherwise ineligible under (b) of this section, may, in the discretion  
18 of the board, be released on discretionary parole subject to AS 12.-  
19 55.086(b), 12.55.115, and AS 33.16.100(c) and (d).

20 (b) A prisoner is not eligible for discretionary parole if the  
21 prisoner is serving a presumptive sentence. A presumptive sentence  
22 means

23 (1) a sentence imposed under AS 12.55.125(c)(1) - (4),  
24 (d)(1) - (3), (e)(1) - (3), or (i)(1) - (4), including any period of  
25 imprisonment imposed after adjustment under AS 12.55.155(a), (c), or  
26 (d); or

27 (2) sentences imposed under the statutes listed in (1) of  
28 this subsection which are to be served consecutively.

29 (c) In determining the eligibility of a prisoner for

1 discretionary parole, the board may rely on the verbatim written  
2 transcript of the judge's sentencing remarks under AS 12.55.025(a)(1),  
3 and any other portion of the sentencing proceeding, as well as the  
4 judgment entered by the court.

5 Sec. 33.16.100. GRANTING OF DISCRETIONARY PAROLE. (a) The  
6 board may authorize the release of a prisoner on discretionary parole  
7 if it determines that

8 (1) the prisoner will live and remain at liberty without  
9 violating any laws or conditions imposed by the board;

10 (2) the prisoner's rehabilitation and reintegration into  
11 society will be furthered by release on parole;

12 (3) the prisoner will not pose a threat of harm to the  
13 public if released on parole; and

14 (4) release of the prisoner on parole would not diminish  
15 the seriousness of the crime.

16 (b) If the board finds a change in circumstances in a prisoner's  
17 parole release plan submitted under AS 33.16.130(a), or discovers new  
18 information concerning a prisoner who has been granted a parole re-  
19 lease date, the board may rescind or revise the previously granted  
20 parole release date. In reconsidering the release date, the proce-  
21 dures set out in AS 33.16.130(b) and (c) shall be followed.

22 (c) Except as provided in (d) of this section, a prisoner may  
23 not be released on discretionary parole until the prisoner has served  
24 at least one-fourth of the period of confinement imposed, or any  
25 minimum term set under AS 12.55.115 at sentencing, whichever is great-  
26 er.

27 (d) A prisoner who is sentenced for a term under AS 12.55.125(a)  
28 or (b) may not be released on discretionary parole until the prisoner  
29 has served the mandatory minimum term under AS 12.55.125(a) or (b), at

1 least one-third of the period of confinement imposed, or any minimum  
2 term set under AS 12.55.115 at sentencing, whichever is greater.

3 Sec. 33.16.110. PREPAROLE REPORT. In determining whether a  
4 prisoner is suitable for discretionary parole, the board shall  
5 consider the preparole reports including,

6 (1) the presentence report made to the sentencing court;

7 (2) the recommendations made by the sentencing court, by  
8 the prosecuting attorney, and by the defense attorney, and any state-  
9 ments made by the victim or the prisoner at sentencing;

10 (3) the prisoner's institutional conduct history while  
11 incarcerated;

12 (4) recommendations made by the staff of the correctional  
13 facilities in which the prisoner was incarcerated;

14 (5) reports of prior crimes, juvenile histories, and previ-  
15 ous experiences of the prisoner on parole or probation;

16 (6) physical, mental, and psychiatric examinations of the  
17 prisoner;

18 (7) information submitted by the prisoner, the sentencing  
19 court, the victim of the crime, the prosecutor, or other persons  
20 having knowledge of the prisoner or the crime;

21 (8) information concerning an unjustified disparity in the  
22 sentence imposed on a prisoner in relation to other sentences imposed  
23 under similar circumstances; and

24 (9) other relevant information that may be reasonably  
25 available.

26 Sec. 33.16.120. RIGHT OF VICTIM TO COMMENT ON PAROLE OF PRISON-  
27 ER. (a) Upon request of the victim, notice of a hearing to review or  
28 consider discretionary parole for a state prisoner who is convicted of  
29 a crime against a person shall be sent to the victim of the crime at

1 least 30 days before the scheduled hearing.

2 (b) It is the responsibility of the victim to keep the board  
3 apprised of the victim's most current mailing address. The board  
4 shall send the notice required under (a) of this section to the last  
5 known address of the victim. The address of the victim may not be  
6 disclosed to the prisoner or the prisoner's attorney.

7 (c) The victim has a right to comment in writing on the proposed  
8 action of the board. Copies of the comments shall be provided to the  
9 prisoner and the prisoner's attorney before action by the board.

10 (d) The board shall consider the comments presented under (c) of  
11 this section in deciding whether to release the prisoner on parole.

12 (e) Upon request of the victim, if the board decides to release  
13 on parole a prisoner who is convicted of a crime against a person, the  
14 board shall make every reasonable effort to notify the victim before  
15 the prisoner's release date. Notification under this subsection must  
16 include the expected date of the prisoner's release, the geographic  
17 area in which the prisoner is required to reside, and other pertinent  
18 information concerning the prisoner's conditions of parole that may  
19 affect the victim.

20 (f) Upon request of the victim, if a prisoner is released under  
21 AS 33.16.010(c), the board shall make every reasonable effort to  
22 notify the victim before the prisoner's release date. Notification  
23 under this subsection must include the expected date of the prisoner's  
24 release, the geographic area in which the prisoner is required to  
25 reside, and other pertinent information concerning the prisoner's  
26 conditions of parole that may affect the victim.

27 Sec. 33.16.130. APPLICATION FOR DISCRETIONARY PAROLE. (a) A  
28 prisoner eligible for discretionary parole may apply to the board for  
29 discretionary parole. As part of the application for parole, the

1 prisoner shall submit to the board a parole release plan that includes  
2 the prisoner's plan for employment, residence, and other information  
3 concerning the prisoner's rehabilitative plans if released on parole.

4 (b) Before the board determines a prisoner's suitability for  
5 discretionary parole, the prisoner is entitled to a hearing before the  
6 board. The prisoner shall be furnished a copy of the preparole  
7 reports listed in AS 33.16.110, and permitted access to all records  
8 that will be considered by the board in making its decision except  
9 those that are made confidential by law. The prisoner may also  
10 respond in writing to all materials considered by the board, be  
11 present at the hearing, and present evidence to the board.

12 (c) The board shall issue its decision in writing and provide  
13 the basis for a denial of discretionary parole. A copy of the deci-  
14 sion shall be provided to the prisoner.

15 Sec. 33.16.140. ORDER FOR PAROLE. An order for parole issued by  
16 the board, setting out the conditions imposed under AS 33.16.150(a)  
17 and AS 33.16.150(b), and the date parole custody ends, must be  
18 furnished to each prisoner released on discretionary or mandatory  
19 parole.

20 Sec. 33.16.150. CONDITIONS OF PAROLE. (a) As a condition of  
21 parole, a prisoner released on discretionary or mandatory parole shall  
22 refrain from violation of state or federal law or municipal ordinance,  
23 that is punishable by imprisonment.

24 (b) The board may require as a condition of discretionary or  
25 mandatory parole that a prisoner released on parole

- 26 (1) meet family obligations;  
27 (2) pursue employment, education, counseling, or training;  
28 (3) remain within stated geographic limits unless written  
29 permission to depart from the stated limits is granted the parolee;

- 1 (4) report upon release to the parole officer assigned to  
2 the parolee;
- 3 (5) report as required to the parole officer assigned to  
4 the parolee;
- 5 (6) reside at a stated place and notify the board of any  
6 change in place of residence;
- 7 (7) not possess or control firearms or other dangerous  
8 weapons;
- 9 (8) refrain from possessing or consuming alcoholic bever-  
10 ages;
- 11 (9) submit to reasonable searches and seizures by a parole  
12 officer, or a peace officer acting under the direction of a parole  
13 officer;
- 14 (10) submit to appropriate medical, mental health, or con-  
15 trolled substance or alcohol examination, treatment, or counseling;
- 16 (11) submit to periodic examinations designed to detect the  
17 use of alcohol or controlled substances;
- 18 (12) make restitution ordered by the court to a victim of  
19 the prisoner's crime, according to a schedule established by the  
20 board;
- 21 (13) refrain from opening, maintaining, or using a checking  
22 account or charge account;
- 23 (14) refrain from entering into a contract other than a  
24 prenuptial contract or a marriage contract;
- 25 (15) refrain from operating a motor vehicle;
- 26 (16) refrain from entering an establishment where alcoholic  
27 beverages are served, sold, or otherwise dispensed;
- 28 (17) refrain from participating in any other activity or  
29 associating with any other person that the board determines is

1 reasonably likely to diminish the rehabilitative goals of parole, or  
2 that may endanger the public.

3 (c) Except for a condition imposed under (b)(4), (7), (9), (11)  
4 or (12) of this section, the board may generally delegate imposition  
5 of special conditions under (b) of this section to the discretion of  
6 the parole officer.

7 (d) The board may require a prisoner released on parole to  
8 comply with special conditions imposed under (b) of this section for  
9 any period up to the maximum term under which the prisoner is subject  
10 to the custody and jurisdiction of the board.

11 Sec. 33.16.160. CHANGE IN PAROLE CONDITIONS. (a) Upon appli-  
12 cation of the state or the parolee, the board may change a condition  
13 of parole previously imposed under AS 33.16.150(b).

14 (b) If the proposed change in conditions of parole is more  
15 restrictive of a parolee's liberty, the parolee is entitled to notice  
16 of the proposed change, the reasons for the proposed change, a hearing  
17 before the board, and an opportunity to respond to the proposed change  
18 and to present evidence.

19 (c) Notwithstanding (a) and (b) of this section, when a parole  
20 officer determines that an emergency situation requires an immediate  
21 change in a condition of parole, or the imposition of a new condition,  
22 the parole officer may impose the change or new condition immediately,  
23 without a hearing. The parole officer shall immediately notify the  
24 board of the imposition of the emergency change or new condition and  
25 shall provide a written report setting out the basis for the change or  
26 new condition and the nature of the emergency. The effective period  
27 of a change in condition or imposition of a new condition under this  
28 subsection may not exceed 15 working days.

29 (d) A condition of parole may be changed, a new condition of

1 parole may be imposed, or a new or changed condition imposed under (c)  
2 of this section may be extended by a member of the board or the  
3 board's designee if, after a preliminary hearing, an emergency situa-  
4 tion is found that requires a change in condition. The effective  
5 period of a change in condition under this subsection, the imposition  
6 of a new condition under this subsection, or the extension under this  
7 subsection of a new or changed condition imposed under (c) of this  
8 section may not exceed 90 days.

9 Sec. 33.16.170. CONFIDENTIALITY OF RECORDS AND INFORMATION. The  
10 preparole reports listed in AS 33.16.110, and other information ob-  
11 tained and used by the board under this chapter, are confidential and  
12 may not be disclosed to anyone other than the board, the sentencing  
13 judge, the prosecuting and defense attorneys, the prisoner, the pris-  
14 oner's attorney, the attorney for the board, the staff of the board,  
15 or others granted access to this information under this chapter.

16 Sec. 33.16.180. DUTIES OF THE COMMISSIONER. The commissioner  
17 shall

18 (1) conduct investigations of prisoners eligible for dis-  
19 cretionary parole, as requested by the board;

20 (2) supervise the conduct of parolees;

21 (3) appoint and assign parole officers and personnel;

22 (4) provide the board, within 30 days after sentencing,  
23 information on a sentenced prisoner who may be eligible for discre-  
24 tionary parole under AS 33.16.090;

25 (5) notify the board and provide information on a prisoner  
26 120 days before the prisoner's mandatory release date, if the prisoner  
27 is to be released to mandatory parole; and

28 (6) maintain records, files, and accounts as requested by  
29 the board.

1           Sec. 33.16.190. PAROLE AND PROBATION OFFICERS. An officer ap-  
2           pointed by the commissioner under AS 33.05.020(a) or under AS 33.16.-  
3           180, may discharge duties under AS 33.05 or AS 33.16.

4           Sec. 33.16.200. CUSTODY OF PAROLEE. Except as provided in  
5           AS 33.16.210, the board retains custody of discretionary and mandatory  
6           parolees until the expiration of the maximum term or terms of impris-  
7           onment to which the parolee is sentenced.

8           Sec. 33.16.210. DISCHARGE OF PAROLEE. The board may uncondi-  
9           tionally discharge a parolee from the jurisdiction and custody of the  
10          board after the parolee has completed two years of parole, if the  
11          sentence of the parolee does not include a residual period of pro-  
12          bation. A parolee with a residual period of probation may, after two  
13          years of parole, be discharged by the board to immediately begin  
14          serving the residual period of probation.

15          Sec. 33.16.220. REVOCATION OF PAROLE. (a) The board may revoke  
16          parole for violation of a state or federal law, a municipal ordinance,  
17          or a condition imposed under AS 33.16.150(b).

18          (b) Except as provided in (e) of this section, within 15 working  
19          days after the arrest and incarceration of a parolee for violation of  
20          a condition of parole, the board or its designee shall hold a prelimi-  
21          nary hearing. At the preliminary hearing, the board or its designee  
22          shall determine if there is probable cause to believe that the parolee  
23          violated the conditions of parole and, when probable cause exists,  
24          whether the parolee should be released pending a final revocation  
25          hearing. A finding of probable cause at a preliminary hearing in a  
26          criminal case is conclusive proof of probable cause that a parole  
27          violation occurred.

28          (c) In determining whether a parole violator should be released  
29          pending a final revocation hearing, the board or its designee shall

1 consider

2 (1) the likelihood of the parolee's appearance at a final  
3 revocation hearing;

4 (2) the seriousness of the alleged violation;

5 (3) whether the parolee presents a danger to the community;

6 and

7 (4) whether the parolee is likely to further violate con-  
8 ditions of parole.

9 (d) If the parole violator is released pending a final revoca-  
10 tion hearing, the board or its designee may impose additional con-  
11 ditions necessary to ensure the parolee's appearance at the final  
12 revocation hearing, and to prevent further violation of conditions of  
13 parole.

14 (e) A preliminary hearing under (b) of this section is not re-  
15 quired if the board holds a final revocation hearing within 20 working  
16 days after the parolee's arrest and incarceration.

17 (f) The board shall hold a final revocation hearing no later  
18 than 120 days after a parolee's arrest, subject to restrictions aris-  
19 ing under AS 33.10.010 and (g) of this section.

20 (g) When the basis for the revocation proceeding is a criminal  
21 charge, the parolee may request, or the board upon its own motion may  
22 propose that further proceedings on the revocation be delayed. In  
23 making the determination to delay further proceedings, the board shall  
24 consider prejudice that may result to the parolee's and the state's  
25 interests in the pending criminal case and the parolee's decision to  
26 delay final revocation proceedings. If good cause to proceed is  
27 found, the board shall consult with the attorney general before con-  
28 tinuing the final revocation proceeding.

29 (h) At a final revocation hearing, a violation of a condition of

1 parole must be established by a preponderance of the evidence.

2 (i) If, after the final revocation hearing, the board finds that  
3 the parolee has violated a condition of parole imposed under AS 33.-  
4 16.150(b), or a law or ordinance, the board may revoke all or a por-  
5 tion of the parole, or change any condition of parole.

6 Sec. 33.16.230. WAIVER OF HEARING. A prisoner or parolee may  
7 waive the right to a hearing provided under AS 33.16.120, 33.16.160,  
8 or 33.16.220 by submitting a written waiver to the board.

9 Sec. 33.16.240. ARREST OF A PAROLE VIOLATOR. (a) A parolee may  
10 be arrested, with or without a warrant, for a violation of parole.

11 (b) A warrant for the arrest of a parolee who is charged with a  
12 violation of parole may be issued by the board, or a member of the  
13 board, based on probable cause that a violation has occurred.

14 (c) A parole officer may, without a warrant, arrest a parolee  
15 for a violation of parole only if there is danger to the public, if  
16 there is a likelihood that the parolee will flee, or if the parolee  
17 committed a crime in the presence of the parole officer.

18 (d) If a parolee is arrested without a warrant, the parole  
19 officer shall notify the board no later than the working day immedi-  
20 ately following the arrest. The parole officer shall, within five  
21 working days after the arrest, provide the board with a written report  
22 setting out the alleged violation and circumstances that required  
23 immediate arrest of the parolee.

24 (e) A parolee arrested for violation of parole is not entitled  
25 to bail.

26 (f) Time spent in custody pending revocation proceedings shall  
27 be credited toward the unexpired term of imprisonment of the parolee;  
28 however, the time the parolee was at liberty on parole does not alter  
29 the time the parolee was sentenced to serve.

1           Sec. 33.16.250. EXECUTION OF WARRANT FOR ARREST OF PAROLEE. (a)  
2 A parole officer, or a peace officer acting at the request of a parole  
3 officer, shall execute a warrant issued under AS 33.16.240 by ar-  
4 resting the parolee and confining the parolee in a correctional facil-  
5 ity designated by the commissioner.

6           (b) The parole officer or peace officer shall immediately notify  
7 the board or a member of the board of an arrest under (a) of this  
8 section.

9           Sec. 33.16.260. DEFINITIONS. In this chapter

10           (1) "board" means the board of parole;

11           (2) "commissioner" means the commissioner of corrections;

12           (3) "controlled substance" means a drug, substance, or  
13 immediate precursor included in the schedules set out in AS 11.71.-  
14 140 - 11.71.190;

15           (4) "crime against a person" has the meaning given in  
16 AS 33.30.900;

17           (5) "department" means the Department of Corrections;

18           (6) "discretionary parole" means the release of a prisoner  
19 by the board before the expiration of a term, subject to conditions  
20 imposed by the board and subject to its custody and jurisdiction;

21           (7) "mandatory parole" means the release of a prisoner who  
22 was sentenced to one or more terms of imprisonment exceeding 180 days,  
23 for the period of good time credited under AS 33.20, subject to con-  
24 ditions imposed by the board and subject to its custody and jurisdic-  
25 tion;

26           (8) "parolee" means a prisoner, sentenced to one or more  
27 terms of imprisonment exceeding 180 days, released by the board or by  
28 operation of law before the expiration of the term, subject to the  
29 custody and jurisdiction of the board;

1 (9) "prisoner" means an offender confined for a violation  
2 of state law, but does not include a person confined under AS 47;

3 (10) "victim" has the meaning given in AS 12.55.185.

4 \* Sec. 3. AS 33.20.040(a) is repealed and reenacted to read:

5 Sec. 33.20.040. RELEASED PRISONER. (a) A prisoner released  
6 under AS 33.20.030 shall be released on mandatory parole to the  
7 custody and jurisdiction of the parole board under AS 33.16, until the  
8 expiration of the maximum time to which the prisoner was sentenced, if  
9 the term or terms of imprisonment exceeded 180 days. However, a  
10 prisoner released on mandatory parole may be discharged under  
11 AS 33.16.210 before the expiration of the term. A prisoner who was  
12 sentenced to an imprisonment of 180 days or less shall be uncon-  
13 ditionally discharged, except as provided in (c) of this section.

14 \* Sec. 4. AS 33.20.040 is amended by adding a new subsection to read:

15 (c) If a prisoner's sentence includes a residual period of  
16 probation, a prisoner released under AS 33.20.030 shall immediately  
17 begin serving the residual probationary period, except that if manda-  
18 tory parole is required under (a) of this section, serving the proba-  
19 tionary period shall immediately follow discharge from parole.

20 \* Sec. 5. AS 39.50.200(b)(20) is amended to read:

21 (20) [STATE] Board of Parole (AS 33.16.020 [AS 33.15.010]);

22 \* Sec. 6. AS 44.66.010(a)(3) is amended to read:

23 (3) [STATE] Board of Parole (AS 33.16.020 [AS 33.15.010])

24 -- June 30, 1989 [1985];

25 \* Sec. 7. AS 33.15 is repealed.

26 \* Sec. 8. Current members of the board of parole appointed under  
27 AS 33.15.010, repealed in sec. 7 of this Act, retain their membership on  
28 the board of parole under AS 33.16.020 for the remainder of the terms of  
29 appointment.

1 \* Sec. 9. This Act takes effect January 1, 1986.