

HOUSE BILL NO. 153

IN THE LEGISLATURE OF THE STATE OF ALASKA

EIGHTEENTH LEGISLATURE - FIRST SESSION

BY THE HOUSE JUDICIARY COMMITTEE BY REQUEST

Introduced: 2/15/93

Referred: State Affairs, Judiciary, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act related to sentencing."

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

3 * Section 1. AS 33.16.090(b) is amended to read:

4 (b) A [EXCEPT AS PROVIDED IN (E) OF THIS SECTION, A] prisoner is
5 not eligible for discretionary parole during the term of a presumptive sentence;
6 however, a prisoner is eligible for discretionary parole during a term of sentence
7 enhancement imposed under AS 12.55.155(a) or during the term of a consecutive or
8 partially consecutive presumptive sentence imposed under AS 12.55.025(e) or (g). A
9 prisoner sentenced to a mandatory 99-year term under AS 12.55.125(a) is not eligible
10 for discretionary parole during the entire term.

11 * Sec. 2. AS 33.16.090(c) is amended to read:

12 (c) A [EXCEPT AS PROVIDED IN (E) OF THIS SECTION, A] prisoner
13 eligible for discretionary parole during a period of sentence enhancement imposed
14 under AS 12.55.155(a) or during a consecutive or partially consecutive presumptive

1 sentence imposed under AS 12.55.025(e) or (g) shall serve the unenhanced portion of
2 the sentence or the initial presumptive sentence before being otherwise eligible for
3 discretionary parole under AS 33.16.100(c) or (d). For purposes of this subsection, the
4 sentence for the most serious offense in the case of consecutive or partially consecutive
5 presumptive sentences shall be considered the initial presumptive sentence. The
6 unenhanced sentence or the initial presumptive sentence is considered served for
7 purposes of discretionary parole on the date the unenhanced or initial presumptive
8 sentence is due to expire less good time earned under AS 33.20.010.

9 * Sec. 3. AS 12.55.175(e) and AS 33.16.090(e) are repealed.