

SPONSOR SUBSTITUTE FOR SENATE JOINT RESOLUTION NO. 2

IN THE LEGISLATURE OF THE STATE OF ALASKA

EIGHTEENTH LEGISLATURE - FIRST SESSION

BY SENATORS DONLEY, Leman

Introduced: 3/5/93

Referred: STA, JUD, FIN

A RESOLUTION

1 **Proposing an amendment to the Constitution of the State of Alaska relating to**
2 **the rights of victims of crimes and to penal administration.**

3 **BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 *** Section 1. Article I, sec. 12, Constitution of the State of Alaska, is amended to read:**

5 **SECTION 12. EXCESSIVE PUNISHMENT. Excessive bail shall not be**
6 **required, nor excessive fines imposed, nor cruel and unusual punishments inflicted.**
7 **Penal administration shall be based [ON THE PRINCIPLE OF REFORMATION**
8 **AND] upon the following in the order provided: the need for protecting the public,**
9 **the rights of victims of crimes, and the principle of reformation.**

10 *** Sec. 2. Article I, Constitution of the State of Alaska, is amended by adding a new**
11 **section to read:**

12 **SECTION 24. RIGHTS OF VICTIMS OF CRIMES. (a) Crime victims, as**
13 **defined by law, shall have the following rights, as provided by law:**

14 **(1) the right to be treated with fairness and respect for their dignity and**
15 **privacy throughout the criminal justice process;**

16 **(2) the right to timely disposition of the case following arrest of the**

1 accused;

2 (3) the right to be reasonably protected from the accused throughout
3 the criminal justice process;

4 (4) the right to notification of court proceedings;

5 (5) the right to attend trial and all other court proceedings that the
6 accused has the right to attend;

7 (6) the right to confer with the prosecution;

8 (7) the right to make a statement to the court at sentencing;

9 (8) the right to restitution as provided by law;

10 (9) the right to information about the conviction, sentence,
11 imprisonment, criminal record, and release of the accused.

12 (b) The legislature may provide by law for the enforcement of this section.

13 (c) The legislature may provide for assessments against convicted defendants
14 to pay for crime victims' rights.

15 * Sec. 3. The amendments proposed by this resolution shall be placed before the voters of
16 the state at the next general election in conformity with art. XIII, sec. 1, Constitution of the
17 State of Alaska, and the election laws of the state.