

**HB**

**441**

# FISCAL NOTE

**STATE OF ALASKA**  
**2006 LEGISLATIVE SESSION**

Fiscal Note Number: \_\_\_\_\_  
 Bill Version: HB441-Courts-2-21-06  
 ( ) Publish Date: \_\_\_\_\_

Revision Date/Time (Note if correction): \_\_\_\_\_ Dept. Affected: \_\_\_\_\_  
 Title Therapeutic Courts for DUI/Sentencing RDU Alaska Court System  
 Component Trial Courts  
 Sponsor Representative Rokeberg  
 Requester \_\_\_\_\_ Component No. \_\_\_\_\_

**Expenditures/Revenues** (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

| OPERATING EXPENDITURES | FY 2007    | FY 2008    | FY 2009    | FY 2010    | FY 2011    | FY 2012    |
|------------------------|------------|------------|------------|------------|------------|------------|
| Personal Services      |            |            |            |            |            |            |
| Travel                 |            |            |            |            |            |            |
| Contractual            |            |            |            |            |            |            |
| Supplies               |            |            |            |            |            |            |
| Equipment              |            |            |            |            |            |            |
| Land & Structures      |            |            |            |            |            |            |
| Grants & Claims        |            |            |            |            |            |            |
| Miscellaneous          |            |            |            |            |            |            |
| <b>TOTAL OPERATING</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> |

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| <b>CAPITAL EXPENDITURES</b> |  |  |  |  |  |  |
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| <b>CHANGE IN REVENUES ( )</b> |  |  |  |  |  |  |
|-------------------------------|--|--|--|--|--|--|

**FUND SOURCE** (Thousands of Dollars)

|  |            |            |            |            |            |            |
|--|------------|------------|------------|------------|------------|------------|
| 1002 Federal Receipts                  |            |            |            |            |            |            |
| 1003 GF Match                          |            |            |            |            |            |            |
| 1004 GF                                |            |            |            |            |            |            |
| 1005 GF/Program Receipts               |            |            |            |            |            |            |
| 1037 GF/Mental Health                  |            |            |            |            |            |            |
| Other (Specify Type—Do not abbreviate) |            |            |            |            |            |            |
| <b>TOTAL</b>                           | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> |

Estimate of any current year (FY2006) cost: 0.0  
 Mark this box (X) if funding for this bill is included in the Governor's FY 2007 budget proposal:

**POSITIONS**

|           |  |  |  |  |  |  |
|-----------|--|--|--|--|--|--|
| Full-time |  |  |  |  |  |  |
| Part-time |  |  |  |  |  |  |
| Temporary |  |  |  |  |  |  |

**ANALYSIS:** (Attach a separate page if necessary)

The court system does not anticipate any fiscal impact from the passage of HB 441.

Prepared by: Doug Wooliver, Administrative Attorney Phone 463-4750  
 Division: Alaska Court System Date/Time 2/21/06 @ 2:45 pm  
 Approved by: Doug Wooliver for Stephanie Cole, Administrative Director Date 2/21/2006  
 Agency: Alaska Court System

# FISCAL NOTE

**STATE OF ALASKA**  
**2006 LEGISLATIVE SESSION**

Fiscal Note Number: \_\_\_\_\_  
 Bill Version: HB 441  
 ( ) Publish Date: \_\_\_\_\_

Revision Date/Time (Note if correction): 2/23/06 5:20 p.m. Dept. Affected: Administration  
 Title An act relating to operating or driving a motor RDU Legal and Advocacy Services  
vehicle, aircraft, or watercraft while under the... Component Office of Public Advocacy  
 Sponsor Rep. Rokeberg  
 Requester (H) JUD Component No. 43

**Expenditures/Revenues** (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

| OPERATING EXPENDITURES | FY 2007    | FY 2008    | FY 2009    | FY 2010    | FY 2011    | FY 2012    |
|------------------------|------------|------------|------------|------------|------------|------------|
| Personal Services      | 0.0        | 0.0        | 0.0        | 0.0        | 0.0        | 0.0        |
| Travel                 |            |            |            |            |            |            |
| Contractual            |            |            |            |            |            |            |
| Supplies               |            |            |            |            |            |            |
| Equipment              |            |            |            |            |            |            |
| Land & Structures      |            |            |            |            |            |            |
| Grants & Claims        |            |            |            |            |            |            |
| Miscellaneous          |            |            |            |            |            |            |
| <b>TOTAL OPERATING</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> |

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| <b>CAPITAL EXPENDITURES</b> |  |  |  |  |  |  |
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|-------------------------------|--|--|--|--|--|--|
| <b>CHANGE IN REVENUES ( )</b> |  |  |  |  |  |  |
|-------------------------------|--|--|--|--|--|--|

**FUND SOURCE** (Thousands of Dollars)

|   |            |            |            |            |            |            |
|---|------------|------------|------------|------------|------------|------------|
| 1002 Federal Receipts                   |            |            |            |            |            |            |
| 1003 GF Match                           |            |            |            |            |            |            |
| 1004 GF                                 | 0.0        | 0.0        | 0.0        | 0.0        | 0.0        | 0.0        |
| 1005 GF/Program Receipts                |            |            |            |            |            |            |
| 1037 GF/Mental Health                   |            |            |            |            |            |            |
| Other (Specify Type--Do not abbreviate) |            |            |            |            |            |            |
| <b>TOTAL</b>                            | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> |

Estimate of any current year (FY2006) cost: 0.0

Mark this box (X) if funding for this bill is included in the Governor's FY 2007 budget proposal:

**POSITIONS**

|           |  |  |  |  |  |  |
|-----------|--|--|--|--|--|--|
| Full-time |  |  |  |  |  |  |
| Part-time |  |  |  |  |  |  |
| Temporary |  |  |  |  |  |  |

**ANALYSIS:** (Attach a separate page if necessary)

This legislation would authorize "therapeutic courts" for individuals charged with violations of AS 28.35.030 (Operating a vehicle, aircraft or water craft while under the influence...) and AS 28.35.032 (Refusal to submit to chemical test). Therapeutic courts provide an alternative to the normal criminal justice process emphasizing treatment and rehabilitation.

This legislation would have no fiscal impact on the Office of Public Advocacy.

Prepared by: Joshua F. Fink, Director Phone (907) 269-3500  
 Division Office of Public Advocacy Date/Time 2/23/06 5:20 PM  
 Approved by: Mike Tibbles, Deputy Commissioner Date 2/24/2006  
 Agency Administration

# FISCAL NOTE

**STATE OF ALASKA**  
**2006 LEGISLATIVE SESSION**

Fiscal Note Number: \_\_\_\_\_  
Bill Version: HB 441  
( ) Publish Date: \_\_\_\_\_

Revision Date/Time (Note if correction): 2/23/06 5:30 p.m. Dept. Affected: Administration  
Title An act relating to operating or driving a motor RDU Legal and Advocacy Services  
vehicle, aircraft, or watercraft while under the... Component Public Defender Agency  
Sponsor Rep. Rokeberg  
Requester H(Jud) Component No. 1631

**Expenditures/Revenues** (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

| OPERATING EXPENDITURES | FY 2007    | FY 2008    | FY 2009    | FY 2010    | FY 2011    | FY 2012    |
|------------------------|------------|------------|------------|------------|------------|------------|
| Personal Services      | 0.0        | 0.0        | 0.0        | 0.0        | 0.0        | 0.0        |
| Travel                 |            |            |            |            |            |            |
| Contractual            |            |            |            |            |            |            |
| Supplies               |            |            |            |            |            |            |
| Equipment              |            |            |            |            |            |            |
| Land & Structures      |            |            |            |            |            |            |
| Grants & Claims        |            |            |            |            |            |            |
| Miscellaneous          |            |            |            |            |            |            |
| <b>TOTAL OPERATING</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> |

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| <b>CAPITAL EXPENDITURES</b> |  |  |  |  |  |  |
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|-------------------------------|--|--|--|--|--|--|
| <b>CHANGE IN REVENUES ( )</b> |  |  |  |  |  |  |
|-------------------------------|--|--|--|--|--|--|

**FUND SOURCE** (Thousands of Dollars)

|  |            |            |            |            |            |            |
|--|------------|------------|------------|------------|------------|------------|
| 1002 Federal Receipts                  |            |            |            |            |            |            |
| 1003 GF Match                          |            |            |            |            |            |            |
| 1004 GF                                | 0.0        | 0.0        | 0.0        | 0.0        | 0.0        | 0.0        |
| 1005 GF/Program Receipts               |            |            |            |            |            |            |
| 1037 GF/Mental Health                  |            |            |            |            |            |            |
| Other (Specify Type—Do not abbreviate) |            |            |            |            |            |            |
| <b>TOTAL</b>                           | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> |

Estimate of any current year (FY2006) cost: 0.0

Mark this box (X) if funding for this bill is included in the Governor's FY 2007 budget proposal:

**POSITIONS**

|           |  |  |  |  |  |  |
|-----------|--|--|--|--|--|--|
| Full-time |  |  |  |  |  |  |
| Part-time |  |  |  |  |  |  |
| Temporary |  |  |  |  |  |  |

**ANALYSIS:** (Attach a separate page if necessary)

This legislation would authorize "therapeutic courts" for individuals charged with violations of AS 28.35.030 (Operating a vehicle, aircraft or water craft while under the influence...) and AS 28.35.032 (Refusal to submit to chemical test). Therapeutic courts provide an alternative to the normal criminal justice process emphasizing treatment and rehabilitation.

This legislation is not expected to have a fiscal impact on the Public Defender Agency.

Prepared by: Quinlan Steiner, Director  
Division: Public Defender Agency  
Approved by: Mike Tibbles, Deputy Commissioner  
Agency: Administration

Phone (907) 334-4414  
Date/Time 2/23/06 5:30 p.m.  
Date 2/24/2006

# FISCAL NOTE

**STATE OF ALASKA**  
**2006 LEGISLATIVE SESSION**

Fiscal Note Number: \_\_\_\_\_  
Bill Version: HB441-LAW-CJL-2-23-06  
( ) Publish Date: \_\_\_\_\_

Revision Date/Time (Note if correction): \_\_\_\_\_ Dept. Affected: LAW  
Title "An Act relating to operating or driving a motor RDU CIVIL  
vehicle, aircraft, or watercraft while under the influence..." Component Criminal Justice Litigation  
Sponsor Representative Rokeberg  
Requester House Judiciary Component No. \_\_\_\_\_

**Expenditures/Revenues** (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

| OPERATING EXPENDITURES | FY 2007    | FY 2008    | FY 2009    | FY 2010    | FY 2011    | FY 2012    |
|------------------------|------------|------------|------------|------------|------------|------------|
| Personal Services      |            |            |            |            |            |            |
| Travel                 |            |            |            |            |            |            |
| Contractual            |            |            |            |            |            |            |
| Supplies               |            |            |            |            |            |            |
| Equipment              |            |            |            |            |            |            |
| Land & Structures      |            |            |            |            |            |            |
| Grants & Claims        |            |            |            |            |            |            |
| Miscellaneous          |            |            |            |            |            |            |
| <b>TOTAL OPERATING</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> |

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| <b>CAPITAL EXPENDITURES</b> |  |  |  |  |  |  |
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|-------------------------------|--|--|--|--|--|--|
| <b>CHANGE IN REVENUES ( )</b> |  |  |  |  |  |  |
|-------------------------------|--|--|--|--|--|--|

**FUND SOURCE** (Thousands of Dollars)

|   |            |            |            |            |            |            |
|---|------------|------------|------------|------------|------------|------------|
| 1002 Federal Receipts                   |            |            |            |            |            |            |
| 1003 GF Match                           |            |            |            |            |            |            |
| 1004 GF                                 |            |            |            |            |            |            |
| 1005 GF/Program Receipts                |            |            |            |            |            |            |
| 1037 GF/Mental Health                   |            |            |            |            |            |            |
| Other (Specify Type--Do not abbreviate) |            |            |            |            |            |            |
| <b>TOTAL</b>                            | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> |

Estimate of any current year (FY2006) cost: 0.0

Check this box (X) if funding for this bill is included in the Governor's FY 2007 budget proposal:

**POSITIONS**

|           |  |  |  |  |  |  |
|-----------|--|--|--|--|--|--|
| Full-time |  |  |  |  |  |  |
| Part-time |  |  |  |  |  |  |
| Temporary |  |  |  |  |  |  |

**ANALYSIS:** (Attach a separate page if necessary)

This bill expands the conditions under which the court may grant limited driver's license privileges to someone whose license would otherwise be revoked under a misdemeanor conviction for operating a vehicle, aircraft or water while under the influence of an alcoholic beverage, inhalant, or controlled substance, or refusal to submit to a chemical test, if that person has successfully completed a court-ordered treatment program. The bill spells out the procedure the court shall follow in allowing the defendant to participate in a court-ordered treatment program, including imposing a sentence for a defendant who fails to complete the treatment program, and the bill sets forth certain conditions the court may impose before allowing such treatment. The bill spells out what kind of programs or treatments the court may consider. The bill removes conflicting mitigating sentencing language in AS 28.35.030 (b)(p) and AS 28.35.032(g)(r).

Prepared by: Kathryn Daughhete, Director Phone 465-3673  
Division Administrative Services Division Date/Time 2/23/06 11:21 AM  
Approved by: Kathryn Daughhete for David Marquez, Attorney General Date 2/23/2006  
Agency Department of Law

**FISCAL NOTE**

**STATE OF ALASKA  
2006 LEGISLATIVE SESSION**

**BILL NO.** \_\_\_\_\_

**ANALYSIS CONTINUATION**

The purpose of this bill is to codify what has already been set forth in law in 2001 in HB 172 and funded with accompanying fiscal notes. As a result, passage of this bill will not have a fiscal impact on the Department of Law.

# ALASKA STATE LEGISLATURE

## House of Representatives

### COMMITTEE ASSIGNMENTS:

RULES COMMITTEE, CHAIRMAN  
LABOR & COMMERCE COMMITTEE, MEMBER  
LEGISLATIVE COUNCIL, MEMBER  
SPECIAL COMMITTEE ON OIL & GAS, MEMBER  
SPECIAL COMMITTEE ON WAYS & MEANS, MEMBER

website: <http://www.akrepublicans.org/rokeberg/index.php>



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JUNEAU, AK 99801-1182  
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## Representative Norman Rokeberg

e-mail: [Representative\\_Norman\\_Rokeberg@legis.state.ak.us](mailto:Representative_Norman_Rokeberg@legis.state.ak.us)

### SPONSOR STATEMENT FOR HB 441

By: Representative Norman Rokeberg

**Title: An Act relating to suspending imposition of sentence and to therapeutic treatment programs; and providing for an effective date.**

The Alaska Legislature has repeatedly stated its belief in the effectiveness of therapeutic courts. Therapeutic courts save money and reduce recidivism by changing the long-term addictive behavior of offenders. The Anchorage Wellness Court tracked graduates of its therapeutic court over a three-year period after graduation. Only 25 percent of the graduates had any repeat crime. This is in stark contrast to the 75 percent of DUI defendants who re-offend after serving their time in jail.

Over the last several years, the legislature has made tremendous efforts to provide these courts with the statutory tools, financial assistance and institutional support to make these courts successful. To further the accomplishments of therapeutic courts, the 22nd Legislature created a pilot DUI program in Anchorage and Bethel. This pilot program is set to expire on June 30th, 2006.

As therapeutic courts are being formed around the state, from Ketchikan to Fairbanks, it is important these courts have uniformity in their operation. HB 441 takes all of the tools created over the last several years and establishes one uniform therapeutic court statutory structure to be applied throughout the state.

This legislation streamlines and makes more workable provisions for a therapeutic court. HB 441 is vital to creating permanent successful therapeutic courts for the people of Alaska.

I urge your support of this legislation.

24-LS1295\G

Luckhaupt

2/21/06

**CS FOR HOUSE BILL NO. 441( )**  
**IN THE LEGISLATURE OF THE STATE OF ALASKA**  
**TWENTY-FOURTH LEGISLATURE - SECOND SESSION**

**BY****Offered:****Referred:****Sponsor(s): REPRESENTATIVE ROKEBERG****A BILL****FOR AN ACT ENTITLED**

1 "An Act relating to suspending imposition of sentence and to therapeutic treatment  
2 programs; and providing for an effective date."

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

4 \* Section 1. AS 12.55.085(b) is amended to read:

5 (b) At any time during the probationary term of the person released on  
6 probation, a probation officer may, without warrant or other process, rearrest the  
7 person so placed in the officer's care and bring the person before the court, or the court  
8 may, in its discretion, issue a warrant for the rearrest of the person. The court may  
9 revoke and terminate the probation if the interests of justice require, and if the court, in  
10 its judgment, has reason to believe that the person placed upon probation is

11 (1) violating the conditions of probation;

12 (2) engaging in criminal practices; or

13 (3) violating an order of the court to participate in or comply with the  
14 treatment plan of a rehabilitation program under AS 12.55.015(a)(10) or a

1            **therapeutic treatment program under AS 12.55.087.**

2            \* **Sec. 2.** AS 12.55 is amended by adding a new section to read:

3                    **Sec. 12.55.087. Suspending imposition of sentence and probation for**  
4                    **substance use or abuse.** (a) A court may suspend the imposition of sentence and  
5                    place a defendant on probation under AS 12.55.085 and, in addition, may order the  
6                    defendant to complete a court-ordered therapeutic treatment program. Notwithstanding  
7                    AS 12.55.085(f), 12.55.125, or AS 28.35, a defendant is eligible to participate in the  
8                    program if the defendant

9                            (1) is charged with a violation of

10                                    (A) AS 28.35.030 or 28.35.032 that did not result in physical  
11                                    injury to another person;

12                                    (B) AS 11.71 involving the possession of controlled substances  
13                                    or the sale of small amounts of controlled substances to provide for the  
14                                    defendant's own illicit drug use;

15                                    (C) any offense when the victim consents to the suspension of  
16                                    sentence and the defendant's participation in a therapeutic treatment program  
17                                    under this section;

18                                    (D) any offense when the defendant is referred to the program  
19                                    by sentence agreement between the prosecutor and the defendant; or

20                                    (E) conditions of probation for an offense listed in (A) - (E) of  
21                                    this paragraph; and

22                            (2) has not previously been convicted of an offense under  
23                            AS 11.41.100 - 11.41.130 or 11.41.410 - 11.41.458.

24                    (b) A court, when imposing probation under this section and AS 12.55.085,  
25                    shall, to the extent feasible, consider or require

26                            (1) early intervention to plan and begin treatment for recovery from  
27                            alcohol or drug addiction;

28                            (2) emphasis on personal responsibility;

29                            (3) frequent appearances before the same judge to provide in-court  
30                            recognition of progress and quick sanctions for relapses;

31                            (4) in-court recognition of progress and quick sanctions for relapses;

1 (5) if the offender is living in a municipality or an area of the state  
2 without a judge, frequent appearances before a person or persons designated by the  
3 judge who will report progress and relapses to the judge;

4 (6) prompt payment of restitution for victims;

5 (7) completion of community work service as appropriate for  
6 restoration of the community;

7 (8) pharmaceutical treatment of the physical addiction to alcohol or  
8 drugs, as approved and prescribed by a physician;

9 (9) treatment addressing the psychosocial bases of the addiction;

10 (10) a strong monitoring program to enforce long-term abstinence;

11 (11) appropriate physical placement or housing;

12 (12) assistance in obtaining a constructive alcohol-free and drug-free  
13 occupation and lifestyle;

14 (13) assistance from supportive friends and relatives;

15 (14) payment for all or a portion of treatment costs;

16 (15) adherence to all probation conditions;

17 (16) collection of data about and evaluation of the effectiveness of the  
18 program;

19 (17) the defendant to execute releases to provide information and  
20 reports to the court, the prosecutor, and all agencies involved in the defendant's  
21 therapeutic treatment program; and

22 (18) case coordination in planning for and assisting offenders in  
23 accomplishing the conditions set out in (1) - (17) of this subsection.

24 (c) The court shall develop a list of sanctions to be imposed in the event that a  
25 defendant violates conditions imposed by the court. If a defendant does not  
26 successfully complete the treatment program imposed by the court, the probation shall  
27 be revoked and terminated and sentence imposed as provided in AS 12.55.085(c).

28 (d) Notwithstanding any other provision of law to the contrary, the judge, the  
29 state, the defendant, and the agencies involved in the defendant's treatment program  
30 are entitled to information and reports bearing on the defendant's assessment,  
31 treatment, and progress. The victim is entitled to periodic reports on the defendant's

1 progress and participation.

2 (e) In addition to other conditions authorized under AS 12.30, a court may  
3 require the defendant to take a drug or combination of drugs intended to prevent the  
4 consumption of alcoholic beverages. The Department of Health and Social Services  
5 may require treatment providers to make advances to a defendant participating in a  
6 therapeutic treatment program to cover the initial costs related to the use of naltrexone  
7 if the defendant is otherwise without resources to pay those costs. The court shall  
8 require, as a condition of probation, that the defendant repay the treatment provider.

9 (f) Notwithstanding AS 28.15.201, a court may grant limited driver's license  
10 privileges to a defendant participating in a therapeutic treatment program.

11 (g) On successful completion of a therapeutic treatment program, the court  
12 may discharge the person and set aside the conviction as provided in AS 12.55.085.

13 (h) Notwithstanding AS 12.55.085, a period of probation under this section  
14 may not be less than the estimated time necessary to complete the program or two  
15 years, whichever is less.

16 \* Sec. 3. The uncodified law of the State of Alaska is amended by adding a new section to  
17 read:

18 TRANSITION. Notwithstanding sec. 4 of this Act, defendants participating in a court-  
19 ordered treatment program under AS 28.35.030(p) or 28.35.032(r) or the therapeutic court  
20 pilot program created by ch. 64, SLA 2001, as amended by chs. 109 and 126, SLA 2004, on  
21 the effective date of this Act, shall continue in their respective programs under the terms of  
22 that program until the individual program is completed.

23 \* Sec. 4. This Act takes effect immediately under AS 01.10.070(c).

# ALASKA STATE LEGISLATURE

## House of Representatives

### COMMITTEE ASSIGNMENTS:

RULES COMMITTEE, CHAIRMAN  
LABOR & COMMERCE COMMITTEE, MEMBER  
LEGISLATIVE COUNCIL, MEMBER  
SPECIAL COMMITTEE ON OIL & GAS, MEMBER  
SPECIAL COMMITTEE ON WAYS & MEANS, MEMBER

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SESSION:  
ALASKA STATE CAPITOL  
JUNEAU, AK 99801-1182  
PHONE: (907) 465-4968  
FAX: (907) 465-2040

## Representative Norman Rokeberg

e-mail: [Representative\\_Norman\\_Rokeberg@legis.state.ak.us](mailto:Representative_Norman_Rokeberg@legis.state.ak.us)

### SECTIONAL ANALYSIS FOR CSHB 441( )

By: Representative Norman Rokeberg

**Title: An Act relating to suspending imposition of sentence and to therapeutic treatment programs; and providing for an effective date.**

**Section 1:** Conforming amendment referencing the new therapeutic court statute.

**Section 2:** Creates a therapeutic court statutory structure, AS 12.55.087, within sentencing and probation.

**AS 12.55.087(a):** Sets forth the eligibility requirements for participation in the therapeutic court.

**AS 12.55.087(b):** Provides the required elements for the structure of the therapeutic court.

**AS 12.55.087(c):** Requires the court to develop a list of sanctions in the event that a defendant violates conditions imposed by the court. If defendant does not successfully complete the program, probation is revoked and sentence shall be imposed.

**AS 12.55.087(d):** Provides for information and reports on defendants assessment, treatment and progress for those entities involved with the therapeutic court. Victim is entitled to periodic reports on defendant's progress and participation.

**AS 12.55.087(e):** Court may require defendant to take a drug or combination of drugs to prevent consumption of alcohol.

**AS 12.55.087(f):** Court may grant limited driver's license privileges for participants in the therapeutic court program.

**AS 12.55.087(g):** Upon successful completion of the therapeutic court program, the court may discharge the person and set aside the judgment.

**AS 12.55.087(h):** The period of probation under the therapeutic court program may not be less than the estimated time necessary to complete the program or two years, which ever is less.

**Section 3:** A transition section that allows those in existing therapeutic court programs to complete their existing programs.

**Section 4:** This act takes effect immediately.