



# LAWS OF ALASKA

1967

Source

HB 322

Chapter No.

130

## AN ACT

Relating to stays of imprisonment.

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

\* Section 1. AS 11.05.040 is amended to read:

Sec. 11.05.040. COMPUTATION OF TERM OF IMPRISONMENT AND STAY. (a) When a person is sentenced to imprisonment, his term of confinement begins from the day of his sentence. A person who is sentenced shall receive credit toward service of his sentence for time spent in custody pending trial or sentencing, or appeal, if that detention was in connection with the offense for which sentence was imposed. The time during which the person is voluntarily absent from the penitentiary, reformatory, jail, or from the custody of an officer after his sentence, shall not be estimated or counted as a part of the term for which he was sentenced.

(b) A sentence of imprisonment shall be stayed if an appeal is taken and the defendant is admitted to bail. If the defendant is not admitted to bail, the court may authorize the commissioner of health and welfare or his designee to designate the facility in which the defendant shall be detained pending appeal or admission to bail.

\* Sec. 2. This Act modifies Rule 20(a)(1) of the Supreme Court Rules and Rule 2(d) of the District Court Criminal Rules by authorizing the designation of the defendant's facility when the defendant is not admitted to bail.