



LAWS OF ALASKA

1990

Source

SCS CSHB 465(Jud)

Chapter No.

56

AN ACT

Relating to telephone access and monitoring inside correctional facilities.

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

THE ACT FOLLOWS ON PAGE 1, LINE 9

UNDERLINED MATERIAL INDICATES TEXT THAT IS BEING ADDED TO THE LAW AND BRACKETED MATERIAL IN CAPITAL LETTERS INDICATES DELETIONS FROM THE LAW; COMPLETELY NEW TEXT OR MATERIAL REPEALED AND RE-ENACTED IS IDENTIFIED IN THE INTRODUCTORY LINE OF EACH BILL SECTION.

Approved by the Governor: May 15, 1990
Actual Effective Date: August 13, 1990

AN ACT

Relating to telephone access and monitoring inside
correctional facilities.

* Section 1. AS 33.30.231(a) is amended to read:

(a) A [EXCEPT AS PROVIDED IN (b) OF THIS SECTION, A] prisoner shall have reasonable access to a telephone except when access is suspended as punishment for conviction of a rule infraction or pending a hearing for a rule infraction involving telephone abuse. A suspension under this subsection must be reasonable in length and may not prohibit telephone communication between the prisoner and an attorney or between the prisoner and the office of the ombudsman.

* Sec. 2. AS 33.30.231(c) is amended to read:

(c) Notwithstanding AS 42.20.300 and 42.20.310, in order to preserve the security and orderly administration of the correctional facility [INSTITUTION] and to protect the public, the commissioner may authorize the use of monitoring or recording equipment to listen to a telephone conversation of a prisoner incarcerated following conviction of a crime, if a warning is posted by the telephone informing the prisoner that a call may be monitored or recorded. A recording of a telephone call made under this subsection shall be kept confidential, and access to the recording and its contents is limited to persons who are acting within the scope of their official duties and whose access to specific recordings has been authorized by the facility superintendent. A telephone call between an attorney and a prisoner or between

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1 the office of the ombudsman and a prisoner may not be monitored or re-
2 corded except when authorized by a court.

3 * Sec. 3. AS 33.30.231(b) is repealed.
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