

CS FOR HOUSE BILL NO. 286(STA)

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-THIRD LEGISLATURE - SECOND SESSION

BY THE HOUSE STATE AFFAIRS COMMITTEE

Offered: 2/28/24

Referred: Rules

Sponsor(s): REPRESENTATIVES COULOMBE, Gray, Wright, Himschoot, Carrick, Carpenter, Story, C. Johnson

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to victim restitution and compensation."**

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

3 *** Section 1.** AS 12.55.045(a) is amended to read:

4 (a) The court shall, when presented with credible evidence, unless the victim
5 or other person expressly declines restitution, order a defendant convicted of an
6 offense to make restitution as provided in this section, including restitution to the
7 victim or other person injured by the offense, to a public, private, or private nonprofit
8 organization that has provided or is or will be providing counseling, medical, or
9 shelter services to the victim or other person injured by the offense, or as otherwise
10 authorized by law. **Restitution to a victim or other person injured by the offense**
11 **includes compensation for the value of lost income, child care, elder care,**
12 **transportation, and other expenses incurred during the victim's or other person's**
13 **participation in the investigation or prosecution of the offense or attendance at**
14 **court proceedings related to the offense.** The court shall, when presented with
15 credible evidence, unless the victim expressly declines restitution, also order a

1 defendant convicted of an offense to compensate a victim that is a nonprofit
2 organization for the value of labor or goods provided by volunteers if the labor or
3 goods were necessary to alleviate or mitigate the effects of the defendant's crime. In
4 determining the amount and method of payment of restitution or compensation, the
5 court shall take into account the

6 (1) public policy that favors requiring criminals to compensate for
7 damages and injury, including loss of income, to their victims; and

8 (2) financial burden placed on the victim and those who provide
9 services to the victim and other persons injured by the offense as a result of the
10 criminal conduct of the defendant.

11 * **Sec. 2.** The uncodified law of the State of Alaska is amended by adding a new section to
12 read:

13 **APPLICABILITY.** AS 12.55.045(a), as amended by sec. 1 of this Act, applies to an
14 order of restitution for an offense committed on or after the effective date of this Act.