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**OFFICE OF THE LIEUTENANT GOVERNOR
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M E M O R A N D U M

TO: April Wilkerson
Department of Corrections

FROM: Scott Meriwether, Office of the Lieutenant Governor 
465.4081

DATE: March 27, 2018

RE: Filed Permanent Regulations: Department of Corrections
Department of Corrections regulations re: prerelease furlough (22 AAC 05.321(c))

Attorney General File:	JU2017200242
Regulation Filed:	3/23/2018
Effective Date:	4/22/2018
Print:	226, July 2018

cc with enclosures: Linda Miller, Department of Law
Judy Herndon, LexisNexis

ORDER ADOPTING CHANGES TO REGULATIONS
OF THE DEPARTMENT OF CORRECTIONS

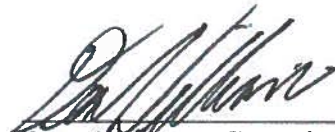
The attached one page of regulations, dealing with Prerelease Furlough is adopted and certified to be a correct copy of the regulation changes that the Department of Corrections adopts under the authority of AS 33.30.101 and after compliance with the Administrative Procedure Act (AS 44.62), specifically including notice under AS 44.62.190 and 44.62.200 and opportunity for public comment under AS 44.62.210.

This action is not expected to require an increased appropriation.

Although no public comments were received, the Department of Corrections paid special attention to the cost to private persons of the regulatory action being taken.

The regulation changes adopted under this order take effect on the 30th day after they have been filed by the lieutenant governor, as provided in AS 44.62.180.

Date: 3/21/18



Dean Williams, Commissioner

FILING CERTIFICATION

I, Byron Mallott, Lieutenant Governor for the State of Alaska, certify that¹ on March 23, 2018, at 3:20p.m., I filed the attached regulations according to the provisions of AS 44.62.040 - 44.62.120.



Lieutenant Governor

Effective: April 22, 2018

Register: 226, July 2018

22 AAC 05.321(c)(3) ~~Prerelease furlough~~ is amended to read: } *no bold*

(c) To be eligible for consideration for a prerelease furlough, the prisoner **[must]**

[must] (1) be classified at the community custody level;

(2) if the sentence is more than one year, **[must]** have served at least one-third of the sentence and be within three years or less of the firm release date;

[may] (3) **[may]** not have a pending disciplinary action, and **[must]** not have been found guilty of a major or high-moderate ^{violation} infraction, within the past 120 days, unless the commissioner of corrections has made a written finding that the past or pending disciplinary action does not affect the prisoner's suitability for community placement; and

[must] (4) agree in writing to abide by the conditions established for the prisoner's behavior while on furlough.

(Eff. 1/9/87, Register 101; am 4/22/2018, Register 226)

Authority:
no bold

AS 33.30.011

AS 33.30.111

AS 33.30.021

AS 33.30.101

AS 44.28.030

Publisher: Please delete the publisher's note that follows 22 AAC 05.321.