SENATE RESOLUTION NO. 3

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - FIRST SESSION

BY SENATOR DONLEY

Introduced: 5/12/99
Referred: Rules

A RESOLUTION

1 Relating to the need for a final opinion in Bess v. Ulmer.

2 BE IT RESOLVED BY THE SENATE:

3 WHEREAS the Alaska Supreme Court issued a preliminary opinion and order on
4 September 22, 1998, in Bess v. Ulmer, S-08811, S-08812, S-08821, dealing with the limitation
5 on the power of the legislature to propose amendments to the state constitution that are
6 revisions, and indicated that a final opinion would be coming; and
7 WHEREAS AS 22.05.140(b) demonstrates the state policy of encouraging prompt
8 decisions by the Alaska Supreme Court; and
9 WHEREAS the legislature needs a final opinion in Bess v. Ulmer to provide further
10 guidance on the court's opinion regarding the extent of the legislature's powers to propose
11 amendments to the state constitution so that it may effectively carry out its duties; and
12 WHEREAS a final opinion in Bess v. Ulmer is necessary to facilitate a petition for
13 rehearing;
14 BE IT RESOLVED that the Alaska State Senate requests the Alaska Supreme Court
15 to issue a final opinion in Bess v. Ulmer.