

## **Federal Constitutional Protection of AIDEA Contracts and Property**

- **Federal Constitution – Art. I, Sec. 10, Clause 1.** “No state shall pass [a] ... law impairing the Obligation of Contracts.”
- **Federal Constitution – 5<sup>th</sup> Amendment.** “nor shall any person be deprived of ... property, without due process of law.”

## **State Constitutional and Statutory Protection of AIDEA Property Rights in Contracts**

### **Contract Clause**

- **Alaska Constitution - Art. I, Sec. 15. Prohibited State Action.** ... “No law impairing the obligation of contracts shall be passed” ...
- **Alaska Constitution – Art. I, Sec. 7 — Due Process** “No person shall be deprived of life, liberty, or property, without due process of law.”
- AS 09.55.240 prohibits the state from taking property rights (contract rights) except for certain enumerated purposes.