

CHAPTER 43

AN ACT

Authorizing the transfer of certain appropriations made to the Insurance Commission by Chapter 187, SLA 1957, from an item containing a surplus to an item where there is a deficiency; and providing for an effective date.

(H.B. 72)

Be it enacted by the Legislature of the State of Alaska:

Section 1. The Commissioner of Insurance is hereby authorized and empowered to transfer the sum of \$354.31 available from the 1957-1959 appropriation for the Insurance Commission for "Personal Services" to the line appropriation

for "Other Operating Expenses" for the purpose of covering a deficiency in the "Other Operating Expenses" line appropriation.

Sec. 2. This Act shall take effect upon its passage and approval or upon its becoming law without such approval.

Approved March 17, 1959

CHAPTER 44

AN ACT

Governing postponement of civil and criminal matters before State courts and State agencies when defendant's attorney in a court of record, a party, a witness, or attorney of record in civil matters is a member of the Legislature; and providing for an effective date.

(C.S.H.B. 33)

Be it enacted by the Legislature of the State of Alaska:

Section 1. **Setting Criminal Matter for Trial or Hearing in Court of Record When Defendant's Attorney of Record, a Witness or a Party Is a Legislator or Member of Legislative Interim Committee: Continuances.** Upon a showing that the attorney of record at the time of the defendant's first appearance in the court of record or a principal witness or a party in a criminal proceeding is a member of the Alaska Legislature and that the Legislature is in session or that a legislative interim committee of which he is a duly appointed member is meeting or is to meet within the next seven days, the defendant shall be entitled to a reasonable continuance of the date of trial until at least 15 days after the Legislative session or interim committee meeting, but such continuance for such reason shall not exceed thirty (30) days after recess of the Legislature or interim committee. No continuance shall be granted for any longer time than it is affirmatively proved the ends of justice require.

Sec. 2. **Postponement of Civil Matter When Party, Attorney or Witness a Member of Legislature.** The trial of any civil action, or proceeding in a court, or of any administrative proceeding before a State board, agency, commission or officer, irrespective of the date of the filing thereof or when it became at issue, or the hearing of any motion, or other proceeding, shall be postponed when it appears to the court, board, agency, commission, or officer before which such action or proceeding is pending that either a party thereto, or any attorney of record therein (whether he became an attorney of record before or after the commencement of a legislative session or before or after his appointment to a legislative committee), or a principal witness, is a member of the Legislature of this State and that the Legislature is in session or in recess (not exceeding a recess of thirty-five (35) days) or that a legislative interim committee of which he is a duly appointed member is meeting, or is to meet within a period which the court finds does not exceed the time reasonably