

SENATE BILL NO. 79

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - FIRST SESSION

BY SENATOR HALFORD

Introduced: 2/10/97

Referred: Judiciary

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the power of the attorney general to waive immunity from
2 suit in federal court; and providing for an effective date."

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

4 * **Section 1.** AS 44.23.020 is amended by adding a new subsection to read:

5 (c) Before January 1, 1999, the attorney general may, in a case that involves
6 the state's title to submerged lands, waive the state's immunity from suit in federal
7 court provided under the Eleventh Amendment to the Constitution of the United States.
8 The time limitation on the attorney general's power to waive the state's immunity
9 under this subsection does not affect such a waiver given before January 1, 1999.

10 * **Sec. 2.** This Act takes effect immediately under AS 01.10.070(c).