

HOUSE BILL NO. 235

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SECOND LEGISLATURE - FIRST SESSION

BY THE HOUSE JUDICIARY COMMITTEE BY REQUEST

Introduced: 4/6/01

Referred: Transportation, Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to the handling of and interest on contract controversies involving the**
2 **Department of Transportation and Public Facilities or state agencies to whom the**
3 **Department of Transportation and Public Facilities delegates the responsibility for**
4 **handling the controversies."**

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

6 * **Section 1.** AS 36.30 is amended by adding a new section to read:

7 **Sec. 36.30.623. Interest on certain controversies.** The amount ultimately
8 determined to be due under AS 36.30.620 - 36.30.630 and 36.30.670 - 36.30.685 to a
9 department contractor, the department, or a contracting agency to whom the
10 responsibility for handling the controversy is delegated by the department under
11 AS 36.30.632 accrues interest at the rate applicable to judgments under
12 AS 09.30.070(a). Notwithstanding AS 09.30.070(b), the interest accrues from the date
13 the claim was filed under AS 36.30.620(a) through the date of a decision by the
14 procurement officer under AS 36.30.620, a decision by the commissioner of

1 transportation and public facilities under AS 36.30.680, or a judicial decision under
2 AS 36.30.685, whichever decision is latest. In this section, "department" means the
3 Department of Transportation and Public Facilities.

4 * **Sec. 2.** AS 36.30.625 is amended by adding a new subsection to read:

5 (c) The Department of Transportation and Public Facilities, or a contracting
6 agency to whom the responsibility for handling the controversy is delegated by the
7 Department of Transportation and Public Facilities under AS 36.30.632, shall handle
8 the appeal of a controversy under this section expeditiously.