

**HOUSE BILL NO. 463**

IN THE LEGISLATURE OF THE STATE OF ALASKA  
 TWENTY-THIRD LEGISLATURE - SECOND SESSION

**BY REPRESENTATIVE BERKOWITZ**

**Introduced: 2/16/04**  
**Referred: Judiciary**

**A BILL****FOR AN ACT ENTITLED**

1 **"An Act relating to a poll of legislators on the question of calling a special session."**

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

3 \* **Section 1.** AS 24.05.100(a)(2) is amended to read:

4                   (2) The legislature may call itself into special session if two-thirds of  
 5 the membership responds in the affirmative to a poll conducted by the presiding  
 6 officer of each house. Each presiding officer may initiate a poll by their joint  
 7 agreement, and each shall, within three days, initiate a poll upon the request of 25  
 8 percent of the membership of each house, expressed in writing and signed by those  
 9 members. [WHEN TWO-THIRDS OF THE MEMBERSHIP TO WHICH THE  
 10 LEGISLATURE IS ENTITLED RESPONDS IN THE AFFIRMATIVE, THE  
 11 PRESIDENT OF THE SENATE AND SPEAKER OF THE HOUSE SHALL  
 12 JOINTLY ANNOUNCE THE RESULT OF THE POLL AND A DATE FOR THE  
 13 CONVENING OF THE SPECIAL SESSION.] If one of the presiding officers is  
 14 deceased, has resigned, or is incapacitated, the presiding officer of the other house  
 15 may conduct the poll of the members of both houses. Within three days after all

1 legislators have been polled, the presiding officers jointly shall publicly announce  
2 the results of the poll and the vote of each legislator. When two-thirds of the  
3 membership to which the legislature is entitled votes in the affirmative, the  
4 presiding officers shall also announce the date for the convening of the special  
5 session. The vote of each legislator cast during a poll conducted under this  
6 paragraph shall be delivered by the presiding officers to the Legislative Affairs  
7 Agency for inclusion in the voting record of each legislator compiled under  
8 AS 24.08.105.

9 \* **Sec. 2.** AS 24.60.030 is amended by adding a new subsection to read:

10 (i) Failure by a presiding officer to make public the results of a poll on a  
11 question of calling a special session and the vote of each legislator as required under  
12 AS 24.05.100(a)(2) constitutes a violation of this chapter.