

SENATE BILL NO. 93

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

BY SENATOR WAGONER

Introduced: 2/28/03

Referred: Labor and Commerce, Judiciary

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to limitations on actions to quiet title to, eject a person from, or recover
2 real property or the possession of it; and providing for an effective date."

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

4 * **Section 1.** AS 09.10.030 is amended to read:

5 **Sec. 09.10.030. Actions to recover real property [IN 10 YEARS]. (a)**
6 **Except as provided in (b) of this section, a** [A] person may not bring an action for
7 the recovery of real property [,] or for the recovery of the possession of it unless the
8 action is commenced within 10 years.

9 **(b) An action may be brought at any time by a person whose ownership**
10 **interest in real property is recorded under AS 40.17 to**

11 **(1) quiet title to that real property; or**

12 **(2) eject a person from that real property.**

13 **(c)** An action may not be maintained **under this section** [FOR THE
14 RECOVERY] unless it appears that the plaintiff, an ancestor, a predecessor, or the

1 grantor of the plaintiff was seized or possessed of the premises in question **at some**
2 **time** [WITHIN 10 YEARS] before the commencement of the action.

3 * **Sec. 2.** The uncodified law of the State of Alaska is amended by adding a new section to
4 read:

5 APPLICABILITY. AS 09.10.030, as amended in sec. 1 of this Act, applies to actions
6 that have not been barred before the effective date of this Act by AS 09.10.030 as it read
7 before the effective date of this Act.

8 * **Sec. 3.** This Act takes effect immediately under AS 01.10.070(c).