

CS FOR SENATE BILL NO. 379(JUD)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-THIRD LEGISLATURE - SECOND SESSION

BY THE SENATE JUDICIARY COMMITTEE

Offered: 4/15/04
Referred: Finance

Sponsor(s): SENATE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

A BILL

FOR AN ACT ENTITLED

1 "An Act providing that public members of the Board of Trustees of the Alaska
2 Permanent Fund Corporation may be removed only for cause; and providing for an
3 effective date."

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

5 * **Section 1.** AS 37.13.070(a) is amended to read:

6 (a) The governor may remove a **public** member of the board from office **only**
7 **for cause, including inefficiency, neglect of duty, misconduct in office, or because**
8 **the member, while serving on the board, is convicted of a misdemeanor or felony.**
9 **The grounds for** [. A] removal by the governor must be in writing and must state the
10 reason for the removal. **The member shall be given an opportunity to be heard in**
11 **person or through counsel at a public hearing before the governor or the**
12 **governor's designee upon at least 10 days' notice. The member may confront and**
13 **cross-examine adverse witnesses.** A member who is removed by the governor may
14 not participate in board business and may not be counted for purposes of establishing a

1 quorum after the member receives written notice of removal from the governor. **Upon**
2 **removal, the governor or the governor's designee shall file, in the office of the**
3 **lieutenant governor, the findings and a complete statement of all grounds for**
4 **removal asserted against the member.**

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

7 APPLICABILITY. This Act applies to public members of the Board of Trustees of
8 the Alaska Permanent Fund Corporation appointed under AS 37.13.050

9 (1) on or after the effective date of this Act; or

10 (2) before the effective date of this Act and serving in that capacity on the
11 effective date of this Act.

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