

**CS FOR SENATE BILL NO. 2002(JUD)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FOURTH LEGISLATURE - SECOND SPECIAL SESSION

BY THE SENATE JUDICIARY COMMITTEE

Offered: 6/2/06

Referred: Today's Calendar

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

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act conferring original jurisdiction on the Alaska Supreme Court for the purpose  
2 of providing judicial review of a contract executed under the Alaska Stranded Gas  
3 Development Act, and setting the time in which a final agency decision of the  
4 commissioner of revenue made under that Act, the constitutionality of a law authorizing  
5 a contract enacted under that Act, or the enforceability of a contract executed under a  
6 law authorizing a contract enacted under that Act must be legally challenged and by  
7 whom; and providing for an effective date."

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

9 \* **Section 1.** AS 43.82.440 is repealed and reenacted to read:

10 **Sec. 43.82.440. Judicial review.** (a) The Alaska Supreme Court has original  
11 and exclusive jurisdiction of any judicial review of a contract developed under this  
12 chapter. Notwithstanding any other provision of law, a person may not bring an action  
13 challenging a final agency decision of the commissioner of revenue made under

1 AS 43.82.430(c), the constitutionality of a law authorizing a contract enacted under  
2 AS 43.82.435, or the enforceability of a contract executed under a law authorizing a  
3 contract enacted under this chapter until that contract has been executed and unless the  
4 action is commenced within 120 days after the date that the contract was executed by  
5 the state and the other parties to the contract.

6 (b) In this section, "person" means an individual, firm, copartnership,  
7 corporation, company, association, joint stock association, or body politic, and  
8 includes a trustee, receiver, assignee, or similar representative.

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