

1 IN THE HOUSE

BY JUDICIARY COMMITTEE

2 COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 5

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIRST LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act to provide for succession to the  
7 offices of governor and secretary of state;  
8 and setting an effective date."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 Section 1. VACANCY: SIMULTANEOUS VACANCY IN OFFICE OF  
11 GOVERNOR AND SECRETARY OF STATE: SUCCESSION. If a vacancy in the  
12 office of governor occurs and the office of secretary of state is  
13 vacant or for any reason the secretary of state is unable to  
14 succeed to the office of governor, a successor to the governor  
15 possessing the constitutional qualifications shall be chosen by a  
16 majority of the members of the legislature in joint session. The  
17 person so chosen shall succeed to the office of governor until his  
18 successor is chosen at the next general election and, if the  
19 vacancy occur within thirty days of the next general election with-  
20 in two years after the commencement of the term, he shall serve  
21 for the remainder of the governor's term and shall have the title  
22 acting governor and the powers, duties and emoluments of governor.  
23 If the legislature is not in session when the vacancies occur the  
24 speaker of the house of representatives, or in case of his death,  
25 resignation or incapacity, the president of the senate, shall act  
26 as governor, with the title of acting governor and the powers,  
27 duties and emoluments of governor, until the next session of the  
28 legislature and until the legislative election herein provided for  
29 then occurs or until the next general election, whichever is

1 earlier.

2 Sec. 2. VACANCY: OFFICE OF SECRETARY OF STATE: SUCCESSION.

3 If for any reason a vacancy in the office of secretary of state  
4 occurs, the governor shall appoint a person possessing the consti-  
5 tutional qualifications of governor to the office for the remainder  
6 of the term of the secretary of state, with the title, powers,  
7 duties and emoluments of that office. This recess appointment is  
8 subject to confirmation by a majority of the members of the legis-  
9 lature in joint session.

10 Sec. 3. EFFECTIVE DATE. This Act shall take effect im-  
11 mediately upon its passage and approval, or upon its becoming law  
12 without such approval.

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