

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 When the vacancies occur the speaker of the house of representa-
24 tives, or in case of his death, resignation or incapacity, the
25 president of the senate, shall act as governor, with the title
26 of acting governor and the powers, duties and emoluments of
27 governor until the legislative election herein provided for then
28 occurs or until the next general election, whichever is earlier.

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

1 If for any reason a vacancy in the office of secretary of state
2 occurs, the governor shall appoint a person possessing the consti-
3 tutional qualifications of governor to the office for the
4 remainder of the term of the secretary of state, with the title,
5 acting secretary of state and the powers, duties and emoluments
6 of that office but without rights of succession. This recess
7 appointment is subject to confirmation by a majority of the
8 members of the legislature in joint session.

9 Sec. 3. EFFECTIVE DATE. This Act shall take effect
10 immediately upon its passage and approval, or upon its becoming
11 law without such approval.

12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29