

1 IN THE HOUSE

BY MR. KALAMARIDES
AND MR. FISHER

2 HOUSE BILL NO. 33

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 prohibit the setting of trials
7 or hearings during sessions of the Legis-
8 lature if a member of the Legislature is an
9 attorney in such trial; and setting an
10 effective date."

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

12 Section 1. NO TRIALS OR HEARINGS SET IF ATTORNEY IS A MEM-
13 BER OF THE LEGISLATURE. Whenever the attorney of record on either
14 side of any criminal or civil proceeding in any court of the State
15 of Alaska is a member or a member-elect of the Legislature of the
16 State, such criminal or civil court proceeding shall not, without
17 the permission of such attorney-legislator, be set for trial or
18 hearing during the period in which the Legislature is in session,
19 either regular or special, and for a period of five days preced-
20 ing the commencement thereof and fifteen days succeeding the
21 adjournment thereof.

22 Sec. 2. POSTPONEMENT IF SPECIAL SESSION CALLED. Whenever
23 any criminal or civil proceeding in any court of the State of
24 Alaska is set for trial, in which the attorney of record of either
25 side is a member of the Legislature, and a special session of the
26 Legislature is called for a period covering the date set for such
27 trial, the attorney-legislator shall be entitled as a matter of
28 right to a postponement of such trial until the special session
29 has adjourned, and for five days preceding the commencement

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thereof and fifteen days succeeding the adjournment thereof.

Sec. 3. PRIOR CASES SET FOR TRIAL. If, at the effective date of this Act, any criminal or civil proceeding in any court of the State is set for trial on a date in which the First Legislature for the State of Alaska is in session, and an attorney of record on either side of such proceeding is a member of such Legislature, the party represented by such attorney-legislator shall be entitled as a matter of right to postponement of such trial until the adjournment of such session and for fifteen days thereafter; provided, however, that if such attorney of record is associated or in partnership with another or other attorneys not serving in the same session of the Legislature, the foregoing shall not apply.

Sec. 4. EFFECTIVE DATE. This Act shall take effect immediately upon its passage and approval, or upon its becoming law without such approval.