

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29

IN THE SENATE

BY RULES COMMITTEE
BY REQUEST OF LEGISLATIVE COUNCIL

SENATE BILL NO. 38

IN THE LEGISLATURE OF THE STATE OF ALASKA

FIRST LEGISLATURE - FIRST SESSION

A BILL

For an Act entitled: "An Act relating to a standard general savings statute; amending Sec. 19-1-1, ACLA 1949, as amended by Ch. 4, ESLA 1955, and setting an effective date".

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

Section 1. Sec. 19-1-1, ACLA 1949, as amended by Ch. 4, ESLA 1955, is hereby amended to read as follows:

"Sec. 19-1-1. EFFECT OF REPEALS OR AMENDMENTS. The repeal or amendment of any statute shall not have the effect to release or extinguish any penalty, forfeiture, or liability incurred under such statute, unless the repealing or amending act shall so expressly provide, and such statute shall be treated as still remaining in force for the purpose of sustaining any proper action or prosecution for the enforcement of such penalty, forfeiture, or liability. The expiration of a temporary statute shall not have the effect to release or extinguish any penalty, forfeiture, or liability incurred under such statute unless the temporary statute shall so expressly provide, and such statute shall be treated as still remaining in force for the purpose of sustaining any proper action or prosecution for the enforcement of such penalty, forfeiture or liability. AFFECT ANY OFFENSE COMMITTED OR ANY ACT DONE OR RIGHT ACCRUING OR ACCRUED OR ANY

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29

ACTION OR PROCEEDING HAD OR COMMENCED PRIOR TO SUCH REPEAL OR AMENDMENT; NOR SHALL ANY PENALTY, FORFEITURE, OR LIABILITY INCURRED UNDER SUCH STATUTE BE RELEASED OR EXTINGUISHED, BUT THE SAME MAY BE ENFORCED, CONTINUED, SUSTAINED, PROSECUTED AND PUNISHED UNDER THE REPEALING OR AMENDATORY STATUTE SAVE AS LIMITED BY THE EX POST FACTO AND OTHER PROVISIONS OF THE CONSTITUTION, IN WHICH EVENT THE SAME MAY BE ENFORCED, CONTINUED, SUSTAINED, PROSECUTED AND PUNISHED UNDER THE FORMER LAW AS IF SUCH REPEAL OR AMENDMENT HAD NOT BEEN MADE.7

When any act repealing a former act, section, or provision shall be itself repealed, such repeal shall not be construed to revive such former act, section, or provision, unless it shall be expressly so provided."

Sec. 2. EFFECTIVE DATE. This Act shall take effect immediately upon its passage and approval, or upon its becoming law without such approval.