

1 IN THE HOUSE

BY MESSRS. STRATTON  
AND BOARDMAN

2 HOUSE BILL NO. 241

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SECOND LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the credit of the State  
7 of Alaska; and providing for an effective  
8 date."

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

10 Section 1. CERTIFICATION OF COMMISSIONER. All state leases  
11 and contracts shall contain the signed certification of the com-  
12 missioner of administration that state funds are available for the  
13 state's performance. No charge account shall be established by  
14 the state without prior written authority from the commissioner,  
15 expressed in a signed letter of certification of funds directed to  
16 the merchant in question. The requirements of this section do not  
17 apply to contracts or leases of materials or equipment needed for  
18 sudden emergencies or to purchases made with credit cards issued  
19 in the name of the state.

20 Sec. 2. TIME OF PAYMENT. Unless the lease, contract, or  
21 letter expressly provides otherwise, payment shall be due thirty  
22 days after the commissioner of administration receives a bill for  
23 the same, and after that date the money shall draw interest on the  
24 unpaid balance at the rate of eight per cent per annum until paid.

25 Sec. 3. COMMENCEMENT OF SUIT. Suit may be commenced against  
26 the state and the commissioner of administration jointly on any  
27 contract or lease to which the state is a party if payment is not  
28 received within 60 days from the date it is due.

29 Sec. 4. JUDGMENTS ON CONTRACTS AND LEASES. In the event

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1 that judgment is against the state in any action on a contract or  
2 lease to which the state is a party, the amount of the judgment  
3 shall include the money due, the interest which will be due at  
4 the time of payment, all court costs, and such other costs and  
5 attorney fees as may be found reasonable by the court.

6       Sec. 5. JUDGMENTS AGAINST THE STATE. If action is brought  
7 against the state on any lease or contract covered by this Act,  
8 resulting in a judgment against the state, the judgment shall be  
9 paid within 30 days after receipt by the governor or commissioner  
10 of administration, unless the governor certifies to the court that  
11 no state funds will be available for the payment until the next  
12 session of the legislature, or unless the case is appealed by the  
13 state.

14       Sec. 6. SAVING CLAUSE. The provisions of this Act shall not  
15 affect any contracts or leases to which the state is a party  
16 operative at the effective date of this Act.

17       Sec. 7. EFFECTIVE DATE. This Act takes effect July 1, 1961.  
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