

1 IN THE SENATE

BY THE RULES COMMITTEE BY REQUEST  
OF THE LEGISLATIVE COUNCIL

2 SENATE BILL NO. 1

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRD LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the adoption, designa-  
7 tion, citation, and effect of the Alaska  
8 Statutes; the preparation and effect of the  
9 annual cumulative supplement and replacement  
10 pamphlets to the Alaska Statutes; revision  
11 of laws; and providing for an effective  
12 date."

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

14 \* Section 1. AS 01.05 is amended by adding new sections to  
15 read:

16 Sec. 01.05.006. ADOPTION OF ALASKA STATUTES. The bulk  
17 formal revision of the laws of Alaska which was authorized by  
18 AS 24.20.070 and prepared under the direction of the Alaska  
19 Legislative Council and published by the Michie Company,  
20 legal publishers, of Charlottesville, Virginia, and titled  
21 "Alaska Statutes," as set out in the 47 titles of the Alaska  
22 Statutes, but not including the table of contents, indexes,  
23 citations to Alaska Compiled Laws Annotated, 1949, and  
24 session laws, chapter, article, section, subsection and para-  
25 graph headings, annotations, collateral references, notes  
26 and decisions, is adopted and enacted as the general and  
27 permanent law of Alaska.

28 Sec. 01.05.011. DESIGNATION AND CITATION. The bulk  
29 formal revision of Alaska law adopted and enacted into law

SB #1

-1-

1 by sec. 6 of this chapter and as amended and supplemented is  
2 known as the "Alaska Statutes" and may be cited "AS" followed  
3 by the number of the title, chapter, and section, separated  
4 by periods. Example: this title may be cited "AS 1"; this  
5 chapter may be cited "AS 01.05"; this section may be cited  
6 "AS 01.05.011".

7 Sec. 01.05.016. EFFECT OF REPEALING CLAUSE. (a) The  
8 adoption and enactment of the Alaska Statutes do not repeal,  
9 affect, or modify

10 (1) any special, local, or temporary law;

11 (2) any law making an appropriation;

12 (3) any law affecting any bond issue or by which  
13 any bond issue may have been authorized;

14 (4) the running of the statutes of limitations in  
15 force at the time the Alaska Statutes become effective;

16 (5) the continued existence and operation of any  
17 department, agency, or office legally established or held;

18 (6) any bond of any public officer;

19 (7) any taxes, fees, assessments, or other  
20 charges incurred or imposed;

21 (8) any statutes authorizing, ratifying, confirm-  
22 ing, approving, or accepting any compact or contract with any  
23 other state or with the United States or any agency or in-  
24 strumentality of them.

25 (b) All laws, rights, and obligations set out in (a) of  
26 this section continue to exist in all respects as if the  
27 Alaska Statutes had not been adopted and enacted.

28 (c) In addition to their general application, the pro-  
29 visions of ch. 10 of this title, as far as applicable, apply

1 to this chapter, which enacts the Alaska Statutes.

2 Sec. 01.05.021. EFFECT OF REPEAL ON PRIOR OFFENSES AND  
3 PUNISHMENTS. (a) No fine, forfeiture, or penalty incurred  
4 under laws existing before the time the Alaska Statutes take  
5 effect is affected by repeal of the existing law, but the  
6 recovery of the fines and forfeitures and the enforcement of  
7 the penalties is effected as if the law repealed had still  
8 remained in effect.

9 (b) In the case of an offense committed before the time  
10 the Alaska Statutes take effect, the offender is punished  
11 under the law in effect when the offense was committed.

12 Sec. 01.05.026. SUPPLEMENTS AS PART OF ALASKA STATUTES.  
13 The laws contained in the most recent cumulative supplement  
14 to and replacement pamphlet for the Alaska Statutes consti-  
15 tute prima facie a part of the Alaska Statutes when prepared  
16 in accordance with this chapter and authenticated by the  
17 secretary of state.

18 Sec. 01.05.031. REVISION OF STATUTES. (a) Subject to  
19 the general policies which may be promulgated by the Legis-  
20 lative Council for the preparation and publication of the  
21 annual cumulative supplement to and replacement pamphlets  
22 for the Alaska Statutes, the revisor of statutes shall revise  
23 for consolidation into the Alaska Statutes all laws of a  
24 general and permanent nature enacted by the legislature.

25 (b) The revisor shall edit and revise the laws for  
26 consolidation without changing the meaning of any law in the  
27 following manner:

28 (1) renumber sections, parts of sections,  
29 articles, chapters, and titles;

1 (2) change the wording of section or subsection  
2 titles, or delete subsection titles, and change or provide  
3 new titles for articles, chapters, and titles;

4 (3) change capitalization for the purpose of  
5 uniformity;

6 (4) substitute the proper designation for the  
7 terms "the preceding section", "this act", and like terms;

8 (5) substitute the proper calendar date for  
9 "effective date of this act", "date of passage of this act",  
10 and other phrases of similar import;

11 (6) strike out figures if they are merely a repe-  
12 tition of written words or vice versa, or substitute figures  
13 for written words or vice versa for the purpose of uniformity;

14 (7) correct manifest errors which are clerical,  
15 typographical, or errors in spelling, or errors by way of  
16 additions or omissions;

17 (8) correct manifest errors in references to laws;

18 (9) rearrange sections, combine sections or parts  
19 of sections with other sections or parts of sections, divide  
20 long sections into two or more sections, and rearrange the  
21 order of sections to conform to a logical arrangement of  
22 subject matter as may most generally be followed in the  
23 Alaska Statutes;

24 (10) change all sections, when possible, to read  
25 in the present tense, indicative mood, active voice, third  
26 person, and singular number, or any other necessary gram-  
27 matical change in the manner generally followed in the Alaska  
28 Statutes;

29 (11) delete or change sections or parts of sec-

1 tions if a deletion or change is necessary because of other  
2 legislative amendments which did not specifically amend or  
3 repeal them;

4 (12) omit all temporary laws, all titles to acts,  
5 all enacting and repealing clauses, all declarations of  
6 emergency, and all purpose, validity, and construction  
7 clauses unless, from their nature, it may be necessary to re-  
8 tain some of them to preserve the full meaning and intent of  
9 the law.

10 Sec. 01.05.036. IMPROVEMENT OF STATUTES. The revisor  
11 shall make recommendations to the Legislative Council con-  
12 cerning deficiencies, conflicts, or obsolete provisions in  
13 and the need for reorganization or revision of the statutes,  
14 and, at the direction of the Legislative Council, shall pre-  
15 pare for submission to the legislature legislation for the  
16 correction or removal of the deficiencies, conflicts, or  
17 obsolete provisions, or to otherwise improve the form or sub-  
18 stance of any portion of the statute law of this state.

19 \* Sec. 2. All general and permanent law enacted by the terri-  
20 torial and state legislatures before the convening of the regular  
21 session of the Third State Legislature on January 28, 1963, is  
22 repealed. AS 01.05.010 - 01.05.030 are repealed.

23 \* Sec. 3. This Act takes effect on the day after its passage  
24 and approval or on the day it becomes law without such approval.  
25  
26  
27  
28  
29