

Introduced: 3/2/63
Referred: Judiciary

1 IN THE SENATE BY THE RULES COMMITTEE BY REQUEST
OF THE LEGISLATIVE COUNCIL

2 SENATE BILL NO. 115

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRD LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act providing for an annual legislative
7 examination of published administrative and
8 judicial interpretations of state statutes."

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

10 * Section 1. AS 24.20 is amended by adding a new section to
11 read:

12 Sec. 24.20.065. EXAMINATION OF REGULATIONS AND OPINIONS.

13 (a) The legislative council shall annually examine adminis-
14 trative regulations, published opinions of state and federal
15 courts and of the Department of Law that rely on state
16 statutes, and final decisions adopted under the Administra-
17 tive Procedure Act (AS 44.62), to determine if

18 (1) the courts and agencies are properly imple-
19 menting legislative purposes;

20 (2) there are court or agency expressions of dis-
21 satisfaction with state statutes;

22 (3) the opinions or regulations indicate unclear
23 or ambiguous statutes.

24 (b) The legislative council shall submit a comprehen-
25 sive report of the annual examination with recommendations
26 to the members of the legislature at the start of each
27 regular session.

28 * Sec. 2. AS 44.62.320 is amended to read:

29 Sec. 44.62.320. LEGISLATIVE ANNULMENT [AND REVIEW] OF

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REGULATIONS. The legislature, by a concurrent resolution adopted by a vote of both houses, may annul a regulation of an agency or department. [THE LEGISLATIVE COUNCIL SHALL ANNUALLY REVIEW ALL AGENCY REGULATIONS TO DETERMINE IF THE LEGISLATIVE INTENT IS CORRECTLY FOLLOWED. A COMPREHENSIVE REPORT OF THE ANNUAL REVIEW WITH RECOMMENDATIONS SHALL BE SUBMITTED TO THE MEMBERS OF THE LEGISLATURE AT THE START OF THE REGULAR SESSION.]