

Introduced: 3/25/66
Referred: State Affairs
and Judiciary

1 IN THE SENATE

LOCAL GOVERNMENT COMMITTEE

2 SENATE BILL NO. 327

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act providing for the filling of
7 vacancies in the legislature."

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

9 * Section 1. AS 15.40.320 is amended to read:

10 Sec. 15.40.320. CONDITION AND TIME FOR FILLING VACANCY
11 BY APPOINTMENT. When a vacancy occurs in the legislature
12 and the seat was vacated by a member of a political party
13 the party caucus in the house which incurred the vacancy
14 shall within 30 days designate a qualified successor. When
15 a no party vacancy occurs in the state legislature, the
16 governor, within 30 days, shall appoint a qualified person
17 to fill the vacancy. However, if the remainder of the term
18 of the predecessor in office will expire or if a vacancy
19 in the state senate will be filled by a special election be-
20 fore the legislature will next meet, convene or reconvene,
21 the party caucus or the governor shall not fill the vacancy.

22 * Sec. 2. AS 15.40.330 is amended to read:

23 Sec. 15.40.330. QUALIFICATION, DESIGNATION AND CON-
24 FIRMATION OF DESIGNEE OR APPOINTEE. The designee [APPOINTEE]
25 shall meet the qualifications of a member of the legislature
26 as prescribed in sec. 2, art. II of the state constitution,
27 shall be a member of the same political party as that which
28 nominated the predecessor in office, and shall be subject to
29 approval [CONFIRMATION] by a majority of the members of the

1 party caucus [LEGISLATURE WHO ARE MEMBERS OF THE SAME
2 POLITICAL PARTY WHICH NOMINATED THE PREDECESSOR IN OFFICE
3 AND] of the same house occupied by [AS WAS] the predecessor
4 in office. The name of the designee of the house caucus
5 shall be certified in writing to the presiding officer of
6 the house which incurred the vacancy. If the predecessor
7 in office was not nominated by a political party or if no
8 other member of his political party is a member of his house
9 of the legislature, the governor may appoint any qualified
10 person. If the appointee is not a member of a political
11 party, the appointment is not subject to confirmation. If
12 the appointee is a member of a political party and his
13 predecessor in office was not a member of a political party,
14 the appointment is subject to confirmation by a majority of
15 the members of the caucus of that political party in the
16 house to which the appointment was made [AS PROVIDED BY THIS
17 SECTION FOR THE CONFIRMATION OF POLITICAL PARTY APPOINTEES].
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