

Introduced: 5/27/70  
Referred: Judiciary

BY THE JUDICIARY COMMITTEE  
BY REQUEST

1 IN THE HOUSE

2 HOUSE BILL NO. 876

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to vexatious litigants; and providing  
7 for an effective date."

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

9 \* Section 1. AS 09.15 is amended by adding a new section to read:

10 Sec. 09.15.040. VEXATIOUS LITIGANT. (a) A person who in the  
11 immediately preceding three-year period has commenced as a party  
12 plaintiff or in propria persona, individually, as a member of a  
13 partnership, or as representative of a class, at least five litigations  
14 in the superior court involving a municipal corporation and affecting  
15 its right to issue bonds or levy taxes or its corporate existence that  
16 have been determined adversely to him, is considered a vexatious  
17 litigant.

18 (b) On application of the municipal corporation and upon a showing  
19 that the effect of filing of a suit against a municipal corporation by  
20 the vexatious litigant is to foreclose the municipal corporation from  
21 delivering an issue of bonds or notes which have already been sold, the  
22 court may require the vexatious litigant to give security in the amount  
23 and upon the terms and conditions required for the granting of a  
24 restraining order or temporary injunction.

25 (c) Upon failure of the vexatious litigant to give security as  
26 ordered by the court, the suit against the municipal corporation shall  
27 be dismissed. However, such a dismissal does not foreclose the rights  
28 of any person who is not a vexatious litigant to commence or maintain the  
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1 same or any other litigation as provided by law.

2 \* Sec. 2. This Act takes effect on the day after its passage and  
3 approval or on the day it becomes law without approval.

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