

Introduced: 2/4/72
Referred: Judiciary

1 IN THE HOUSE

BY RANDOLPH AND HILLSTRAND

2 HOUSE BILL NO. 590

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to assistant and district attorneys."
7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

8 * Section 1. AS 39.25.120(3) is amended to read:

9 (3) attorney members of the staff of the Department of Law
10 except assistant district attorneys and district attorneys;

11 * Sec. 2. AS 39.25.110 is amended by adding a new paragraph to read:

12 (14) district attorneys.

13 * Sec. 3. AS 44 is amended by adding a new chapter to read:

14 CHAPTER 24. DISTRICT ATTORNEYS.

15 Sec. 44.24.010. QUALIFICATIONS OF DISTRICT ATTORNEYS. A district
16 attorney must be at least 26 years of age, a qualified voter of the
17 state and licensed to practice law in the state.

18 Sec. 44.24.020. NOMINATION AND APPOINTMENT. The governor shall
19 fill the offices of district attorney by appointing one of two or more
20 persons nominated by the judicial council for each vacancy.

21 Sec. 44.24.030. APPROVAL OR REJECTION. Each district attorney
22 is subject to approval or rejection by the qualified voters of the
23 judicial district to which he is appointed to serve on a nonpartisan
24 ballot at the first general election held more than two years after
25 his appointment. Thereafter district attorneys are subject to approval
26 or rejection in a like manner every fourth year.

27 Sec. 44.24.040. VACANCY. An office of district attorney becomes
28 vacant 90 days after an election at which a district attorney is
29 rejected by a majority of those voting on the question, or for which

1 he fails to file his declaration of candidacy to succeed himself.

2 Sec. 44.24.050. INCAPACITY. If the judicial council certifies
3 to the governor that a district attorney appears to be so incapacitated
4 as substantially to prevent him from performing his duties, the
5 governor shall appoint a board of three persons to inquire into the
6 circumstances, and may, on the board's recommendation, retire the
7 district attorney.

8 Sec. 44.24.060. IMPEACHMENT. Impeachment of a district attorney
9 for malfeasance or misfeasance in the performance of his official
10 duties shall be according to procedure prescribed for civil officers.

11 Sec. 44.24.070. COMPENSATION. District attorneys shall receive
12 compensation equal to that prescribed by law for superior court judges.

13 Sec. 44.24.080. RESTRICTIONS. A district attorney, while
14 holding office, may not engage in the private practice of law, hold
15 office in a political party, or hold any other office or position of
16 profit under the United States, the state, or its political subdivi-
17 sions. A district attorney forfeits his position if he files for
18 another elective public office.

19 Sec. 44.24.090. DUTIES. A district attorney shall generally
20 supervise all personnel and activities within his jurisdiction and
21 in addition shall perform those duties prescribed by law or the
22 attorney general.
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