

Introduced: 4/10/72
Referred: Judiciary, Finance

1 IN THE SENATE

BY THE JUDICIARY COMMITTEE
BY REQUEST

2 SENATE BILL NO. 407

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act creating the Alaska Law Center Corporation;
7 and providing for an effective date."

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

9 * Section 1. AS 44.23 is amended by adding new sections to read:

10 Sec. 44.23.100. ALASKA LAW CENTER CORPORATION. The Alaska Law
11 Center Corporation is a public corporation of the state. The corpora-
12 tion is an instrumentality of the state within the Department of Law,
13 but has a legal existence independent of and separate from the state.

14 Sec. 44.23.110. GOVERNING BODY. The board of directors of the
15 corporation shall conduct the business of the corporation.

16 Sec. 44.23.120. COMPOSITION OF THE BOARD OF DIRECTORS AND TERMS
17 OF OFFICE. (a) The board consists of the commissioner of health and
18 social services, the commissioner of public safety, the attorney
19 general, the chief justice of the Alaska Supreme Court, the public
20 defender, the president of the University of Alaska, two members of the
21 Alaska Bar Association nominated by the Board of Governors of the
22 Alaska Bar Association, a police officer nominated by the Alaska
23 Municipal League and two members of the public, who are to be appointed
24 by the governor without regard to political affiliation and who may
25 not be public employees or officials.

26 (b) The members of the board not serving ex officio serve stag-
27 gered terms of five years with the initial terms determined by lot.

28 (c) If an ex officio member who is a member of the board is unable
29 for any reason to attend a meeting of the board, he may, by an instru-

1 ment in writing, designate a deputy to act in his place at the board
2 meeting. For all purposes of this chapter, the designated deputy is
3 then considered a member of the board at the meeting.

4 Sec. 44.23.130. CHAIRMAN, QUORUM AND MEETINGS OF THE BOARD. The
5 board shall elect a chairman from among its membership at the first
6 meeting each year. A chairman may serve consecutive terms. A majority
7 of the members of the board constitute a quorum for the transaction of
8 business by the corporation. The board shall meet at the call of the
9 chairman or at the call of a majority of the members of the board, and
10 notice of a meeting of the board shall be given to each member. The
11 board shall meet not less than once each year.

12 Sec. 44.23.140. COMPENSATION AND EXPENSES. Members of the board
13 shall receive no salary, but are entitled to per diem and travel
14 expenses authorized by law for other boards. No ex officio member
15 shall receive any allowance for per diem or travel beyond the entitle-
16 ment accruing to his office.

17 Sec. 44.23.150. PURPOSES OF THE ALASKA LAW CENTER CORPORATION.
18 The Alaska Law Center Corporation is created to encourage and provide
19 training and continuing education of persons involved in all facets of
20 the administration of justice, to stimulate and provide research for
21 the improvement of the administration of justice, to provide a forum
22 for the interchange of ideas among all agencies involved in the admini-
23 stration of justice and to inform the public on the administration of
24 justice.

25 Sec. 44.23.160. EXECUTIVE DIRECTOR AND EMPLOYEES. (a) The board
26 may employ an executive director experienced in the administration of
27 justice to manage the corporation. The board may delegate powers and
28 duties to the executive director.

29 (b) The executive director, with the approval of the board, may

1 employ a staff, professional advisors, consultants, technical experts
2 and other employees he considers advisable for the performance of the
3 functions of the corporation.

4 (c) The executive director, with the approval of the board, may
5 contract with other agencies of government, including agencies of
6 federal government, state government, the judicial system, and political
7 subdivisions of the state, for the services of experts and other
8 assistants to aid in carrying out the functions of the corporation.

9 Sec. 44.23.180. POWERS OF THE CORPORATION. The corporation in
10 addition to its other powers may

- 11 (1) adopt and alter a corporate seal;
- 12 (2) adopt regulations and by-laws governing the business of
13 the corporation, its organization and its internal management;
- 14 (3) sue and be sued;
- 15 (4) enter into contracts and execute instruments necessary
16 or convenient for carrying on its operations;
- 17 (5) acquire, lease, hold and dispose of real or personal
18 property;
- 19 (6) establish and collect fees, charges and tuition in
20 connection with programs established by the corporation;
- 21 (7) accept grants, subsidies or other assistance from a
22 federal department or agency, state department or agency, or local
23 municipality, and make agreements required as a condition to obtaining
24 the grants, subsidies or other assistance;
- 25 (8) accept grants-in-aid, donations, legacies and other
26 money or property made or extended by individuals, organizations,
27 associations or public or private corporations;
- 28 (9) enter contracts or agreements with respect to the
29 exercise of any of its powers, and do all things necessary or convenient

1 to carry out its corporate purposes.

2 Sec. 44.23.190. EXEMPTION FROM TAXATION. The real and personal
3 property of the corporation and its assets, income, and receipts are
4 declared to be property of the state and are exempt from all taxes and
5 special assessments of the state, including, without limitation, all
6 boroughs, cities, municipalities, school districts, public utility
7 districts and other taxing units.

8 Sec. 44.23.200. EXEMPTION OF PROPERTY OF CORPORATION FROM
9 EXECUTION OR OTHER PROCESS. All real and personal property of the
10 corporation is exempt from levy and sale by execution, and no execution
11 or other judicial process may issue against it and no judgment against
12 the corporation may be a charge or lien upon its property.

13 Sec. 44.23.210. DEFINITIONS. In secs. 100 - 210 of this chapter

- 14 (1) "board" means the board of directors of the corporation;
15 (2) "corporation" means the Alaska Law Center Corporation;
16 (3) "members" means the members of the board of the corpora-

17 tion.

18 * Sec. 2. This Act takes effect on July 1, 1972.
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