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OSE, PARKER, URION AND WILSON

1 IN THE HOUSE

2 HOUSE BILL NO. 341

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the appointment and approval and
7 rejection of magistrates."

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

9 * Section 1. AS 15.35.100 is amended to read:

10 Sec. 15.35.100. APPROVAL OR REJECTION OF DISTRICT JUDGE AND
11 MAGISTRATE. (a) Each district judge and magistrate shall be subject to
12 approval or rejection at the first general election held more than one
13 year after his appointment under the provisions of AS 22.15.170. If
14 approved, he shall thereafter be subject to approval or rejection in a
15 like manner every fourth year.

16 (b) The district judge or magistrate shall seek approval in the
17 judicial district in which he was originally appointed, or in the
18 district where he has served the major portion of his term. The district
19 judge or magistrate shall designate on his declaration of candidacy the
20 judicial district in which he was appointed, or the district where he
21 has served the major portion of his term.

22 * Sec. 2. AS 15.35.110 is amended to read:

23 Sec. 15.35.110. FILING DECLARATION BY DISTRICT JUDGE AND MAGIS-
24 TRATE. Each district judge and magistrate seeking to succeed himself to
25 office shall file with the lieutenant governor a declaration of candi-
26 dacy not less than 90 days before the date fixed for the general elec-
27 tion at which approval or rejection is requisite.

28 * Sec. 3. AS 15.35.120 is amended to read:

29 Sec. 15.35.120. REQUIREMENT OF FILING FEE FOR DISTRICT COURT

1 CANDIDATE. At the time the declaration is filed, each candidate for
2 [THE] district judge and each candidate for magistrate [COURT] shall
3 pay a filing fee of \$30 to the lieutenant governor.

4 * Sec. 4. AS 15.35.130 is amended to read:

5 Sec. 15.35.130. PLACING NAME OF DISTRICT JUDGE OR MAGISTRATE ON
6 BALLOT. The lieutenant governor shall place the name of a district
7 judge or magistrate who has properly filed a declaration of candidacy
8 on the judicial ballot in the judicial district designated in his
9 declaration of candidacy for the general election at which approval is
10 sought.

11 * Sec. 5. AS 22.15.170(a) is amended to read:

12 (a) The governor shall fill a vacancy in the offices [AN OFFICE]
13 of district judge and magistrate by appointing one of two or more per-
14 sons nominated by the judicial council for each office. The judicial
15 council shall determine the city within a judicial district where the
16 district judge is to sit and shall determine the judicial district
17 where the magistrate is to sit.

18 * Sec. 6. AS 22.15.170(c) is repealed.
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