

Introduced: 2/28/74
Referred: Judiciary

BY THE RULES COMMITTEE BY REQUEST
OF THE LEGISLATIVE COUNCIL

1 IN THE HOUSE

2 HOUSE BILL NO. 758

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE -- SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the time statutes become law and
7 take effect; and providing for an effective date."

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

9 * Section 1. AS 01.10.070 is amended to read:

10 Sec. 01.10.070. TIME STATUTES BECOME LAW AND TAKE EFFECT. (a)

11 All bills [LAWS] passed by the legislature become law upon the governor's
12 signature or upon his veto being overridden or, when he allows a bill
13 to become law without his signature, on the day after expiration of the
14 period allowed for gubernatorial action by art. II, sec. 17 of the
15 Alaska Constitution. Acts become effective 90 days after becoming law,
16 unless the [ENACTMENT. THE] legislature, [MAY] by concurrence of
17 two-thirds of the membership of each house, provides [PROVIDE] for
18 another effective date.

19 (b) The actual effective date of an Act [A BILL] having no
20 effective-date provision [CLAUSE] is determined by starting with the
21 day after it is signed [SIGNATURE] by the governor or the day after
22 his veto is overridden or the day after expiration of the period
23 allowed for gubernatorial action by art. II, sec. 17 of the Alaska
24 Constitution [ON WHICH HE GIVES WRITTEN NOTICE THAT HE IS ALLOWING IT
25 TO BECOME LAW WITHOUT HIS SIGNATURE], and counting 90 calendar days,
26 the Act [LAW] becoming effective at 12:01 a.m., Pacific Standard Time
27 [TIME] on the 90th day.

28 (c) The actual effective date and time of an Act [A LAW] having
29 an immediate-effective-date provision is [CLAUSE BECOMES LAW AT]

1 12:01 a.m., Pacific Standard Time, on the day after it is signed by
2 the governor or on the day after his veto is overridden or on the day
3 after expiration of the period allowed for gubernatorial action by
4 art. II, sec. 17 of the Alaska Constitution [HE HAS GIVEN WRITTEN
5 NOTICE THAT HE IS ALLOWING THE LAW TO BECOME EFFECTIVE WITHOUT HIS
6 APPROVAL].

7 (d) An Act [A LAW] which specifies [SPECIFIED] a definite effec-
8 tive date becomes effective at 12:01 a.m., Pacific Standard Time [TIME]
9 on the date specified.

10 (e) When the governor allows a bill to become law without his
11 signature, he shall give written notice of that fact to the legislature.
12 The date of this notice has no effect upon the date the bill becomes
13 law nor upon the date the Act takes effect.

14 (f) In this section

15 (1) "Act" means a bill which has become law;

16 (2) "bill" means a legislative document proposing an Act;

17 (3) "becomes effective" means becomes applicable; "effective
18 date" does not mean date of enactment (or date of becoming law),
19 although the two will coincide when a bill which has an immediate-
20 effective-date provision is allowed to become law without the governor's
21 signature;

22 (4) "becomes law" means is enacted; "enactment" occurs when
23 any one of the following takes place:

24 (A) a bill which is passed by the legislature is signed
25 by the governor;

26 (B) the period specified in art. II, sec. 17 of the
27 Alaska Constitution expires without gubernatorial action;

28 (C) the legislature overrides the governor's veto of
29 a bill;

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(5) "passed by the legislature" means that the required majority of each house of the legislature has taken final action in approving the same version of a bill.

* Sec. 2. This Act takes effect January 1, 1975.