

Original sponsors: Hackney and Stimson

Offered: 2/13/80
Referred: Rules

1 IN THE SENATE

BY THE JUDICIARY COMMITTEE

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CS FOR SENATE BILL NO. 308

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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ELEVENTH LEGISLATURE - SECOND SESSION

5

A BILL

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For an Act entitled: "An Act shifting to the state the burden of proving
7 that a challenged regulation is valid."

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

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* Section 1. AS 44.62.300 is amended by adding a new subsection to read:

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(b) In an action under (a) of this section, the state has the
11 burden of proving

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(1) that the facts alleged are untrue; or

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(2) that the facts alleged, even if true, do not constitute

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grounds upon which the regulation may be invalidated.

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