

Introduced: 2/1/84
Referred: Judiciary
and Finance

1 IN THE HOUSE

BY BUSSELL

2

HOUSE BILL NO. 560

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

THIRTEENTH LEGISLATURE - SECOND SESSION

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A BILL

6 For an Act entitled: "An Act relating to the jurisdiction of the district

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court; and providing for an effective date."

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

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* Section 1. AS 22.15.030(a) is amended to read:

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(a) The district court has jurisdiction of civil cases and

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proceedings as follows:

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(1) for the recovery of money or damages when the amount

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claimed exclusive of costs, interest and attorney fees does not exceed

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\$50,000 [\$10,000, EXCEPT AS PROVIDED IN (10) OF THIS SUBSECTION];

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(2) for the recovery of specific personal property, when

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the value of the property claimed and the damages for the detention do

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not exceed \$50,000 [\$10,000];

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(3) for the recovery of a penalty or forfeiture, whether

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given by statute or arising out of contract, not exceeding \$50,000

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[\$10,000];

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(4) to give judgment without action upon the confession of

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the defendant for any of the cases specified in this section, except

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for a penalty or forfeiture imposed by statute;

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(5) for establishing the fact of death of any person in the

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manner prescribed in AS 09.55.020 - 09.55.060;

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[(6) Repealed

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(7) Repealed]

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(6) [(8)] for the recovery of the possession of premises in

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the manner provided under AS 09.45.070 - 09.45.160 when the value of

1 the property or of the arrears and damage to the property does not
2 exceed \$50,000 [\$10,000];

3 (7) [(9)] for the foreclosure of a lien when the amount in
4 controversy does not exceed \$50,000 [\$10,000];

5 (8) [(10)] for the recovery of money or damages in motor
6 vehicle tort cases when the amount claimed exclusive of costs, inter-
7 est and attorney fees does not exceed \$50,000 [\$15,000];

8 (9) [(11)] over civil actions for taking utility service
9 and for damages to or interference with a utility line filed under
10 AS 42.20.030.

11 * Sec. 2. AS 34.35.005(a) is amended to read:

12 (a) When an action is required to enforce a lien provided for in
13 AS 34.35.005 - 34.35.425, the action shall be started in the superior
14 court in the judicial district in which the property upon which the
15 lien attaches is located. When an action is required to enforce a
16 lien provided for in AS 34.35.430 - 34.35.480, the action may be
17 started in the district court in the judicial district in which the
18 property upon which the lien attaches is located. The procedure,
19 except as otherwise provided in AS 34.35.005 - 34.35.045, is the same
20 as in the trial of an action to secure property to hold it for the
21 satisfaction of a lien against it.

22 * Sec. 3. This Act takes effect immediately in accordance with AS 01.-
23 10.070(c).