

Introduced: 2/9/84
Referred: State Affairs

1 IN THE HOUSE

BY PESTINGER AND SZYMANSKI

2

HOUSE RESOLUTION NO. 12

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

THIRTEENTH LEGISLATURE - SECOND SESSION

5

Relating to a legislative hall for the

6

legislature.

7

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES:

8

WHEREAS art. III, sec. 22, of the Constitution of the State of Alaska

9

provides that

10

"All executive and administrative . . . functions, powers,

11

and duties shall be allocated by law among and within (the)

12

principal departments . . ."; and

13

WHEREAS art. II, sec. 1, of the constitution grants to the legislature

14

the power of the enactment of law, subject only to the veto of a bill by

15

the governor; and

16

WHEREAS the legislature has enacted into law a requirement that no

17

contract or lease which provides for a payment in excess of \$12,000 annual-

18

ly is valid unless approved by the legislature by concurrent resolution

19

(AS 37.05.280); and

20

WHEREAS plans are now underway by the City and Borough of Juneau to

21

finance and construct a legislative hall to house the legislature of the

22

State of Alaska; and

23

WHEREAS it appears to be the intention of the City and Borough of

24

Juneau to enter into a long-term lease of the legislative hall with the

25

state; and

26

WHEREAS the legislature has not in any manner given its approval to

27

these plans; and

28

WHEREAS an executive branch which determines the seat of the legisla-

29

ture, without the approval of the legislature, disregards the doctrine of

1 the separation of powers and violates the spirit of comity between the
2 branches of government;

3 IT IS THE SENSE OF the Alaska House of Representatives that the
4 Governor of the State of Alaska, the Honorable Bill Sheffield, as well as
5 the City and Borough of Juneau cease and desist from any plan for the
6 construction of a new legislative hall in Juneau or at any other location
7 within the state without having received the express direction of the
8 Legislature of the State of Alaska.