

Introduced: 1/14/85  
Referred: Judiciary and  
Finance

1 IN THE SENATE

BY ZIEGLER AND RAY

2

SENATE BILL NO. 1

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FOURTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to the jurisdiction of the district  
7 court and the small claims jurisdictional limitation;  
8 and providing for an effective date."

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

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

11 (a) The district court has jurisdiction of civil cases and  
12 proceedings as follows:

13 (1) for the recovery of money or damages when the amount  
14 claimed exclusive of costs, interest and attorney fees does not exceed  
15 \$25,000 [\$10,000, EXCEPT AS PROVIDED IN (10) OF THIS SUBSECTION];

16 (2) for the recovery of specific personal property, when  
17 the value of the property claimed and the damages for the detention do  
18 not exceed \$25,000 [\$10,000];

19 (3) for the recovery of a penalty or forfeiture, whether  
20 given by statute or arising out of contract, not exceeding \$25,000  
21 [\$10,000];

22 (4) to give judgment without action upon the confession of  
23 the defendant for any of the cases specified in this section, except  
24 for a penalty or forfeiture imposed by statute;

25 (5) for establishing the fact of death of any person in the  
26 manner prescribed in AS 09.55.020 - 09.55.060;

27 [(6) Repealed

28 (7) Repealed]

29 (6) [(8)] for the recovery of the possession of premises in

1 the manner provided under AS 09.45.070 - 09.45.160 when the value of  
2 the property or of the arrears and damage to the property does not  
3 exceed \$25,000 [\$10,000];

4 (7) [(9)] for the foreclosure of a lien when the amount in  
5 controversy does not exceed \$25,000 [\$10,000];

6 (8) [(10)] for the recovery of money or damages in motor  
7 vehicle tort cases when the amount claimed exclusive of costs, inter-  
8 est and attorney fees does not exceed \$25,000 [\$15,000];

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

12 \* Sec. 2. AS 22.15.040 is amended to read:

13 Sec. 22.15.040. SMALL CLAIMS. When a claim for relief does not  
14 exceed \$5,000 [\$2,000] exclusive of costs, interest and attorney fees,  
15 and request is so made, the district judge or magistrate shall hear  
16 the action as a small claim unless important or unusual points of law  
17 are involved. The supreme court shall prescribe the procedural rules  
18 and standard forms to assure simplicity and the expeditious handling  
19 of small claims.

20 \* Sec. 3. This Act takes effect immediately in accordance with AS 01.-  
21 10.070(c).