

SB

494

COMMITTEE REPORT

2/29/76

HOUSE

Mr. Speaker:

Date May 5, 1976

The Committee on JUDICIARY has had SB 494

under consideration. A Majority of the members of the Committee

recommends it DO PASS

recommends it DO NOT PASS

recommends it DO PASS WITH ATTACHED AMENDMENT(S)

recommends it BE REPLACED WITH CS FOR _____ AND THAT
CS FOR _____ DO PASS

"and" recommends it BE REFERRED TO THE _____
COMMITTEE

reports it back WITHOUT RECOMMENDATION

"other"

Members signing the Majority report:

_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Members NOT concurring in the Majority report:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

T. J. [Signature] Chairman

members

SB
494

SENATE BILL NO. 494 by the Rules Committee by request of the Governor, entitled:

"An Act providing for the temporary suspension of certain civil liabilities of National Guardsmen called into active service for the state."

was read the first time and referred to the Judiciary Committee.

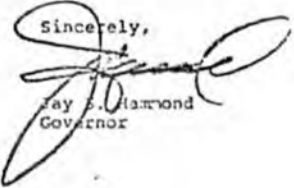
January 14, 1976

The Honorable Chancy Croft
President of the Senate
Alaska State Legislature
Juneau, Alaska 99811

Dear Mr. President:

In accordance with AS 24.30.060(b) and the Uniform Rules of the Alaska State Legislature, I am transmitting a bill adopting by reference the federal "Soldier's and Sailor's Civil Relief Act" and applying its provisions to members of the Alaska National Guard and Naval Militia while they are on active duty for the State by order of the Governor.

Essentially this bill provides for the suspension of certain civil liabilities, particularly of financial obligations which might come due, of persons in the service of the State during emergency active duty periods, and provision is made for the temporary suspension of legal proceedings and transactions which may prejudice their civil rights.

Sincerely,

Jay S. Hammond
Governor

SB
495

SENATE BILL NO. 495 by the Rules Committee by request of the Governor, entitled:

"An Act relating to Alaska National Guard pay and the Alaska Employment Security Act."

was read the first time and referred to the Labor and Management Committee.

Jan. 14

CIVIL LIABILITIES

PROPOSAL WILL CORRECT THE FOLLOWING PROBLEMS:

1. Current law does not provide any relief to members of the Alaska National Guard or Naval Militia from civil liabilities when in the service of the state during emergency active duty periods.
2. Members called to active duty for emergency service find their personal income reduced substantially (1/20th of normal in some cases) when placed on state active duty pay scales. Personal and family financial obligations such as mortgage or rent payments, car payments, food and utility bills, etc., continue at the same rate as before the active duty callups.
3. Members on state active duty for over one week find themselves torn between the desire to complete their emergency duties and the necessity for meeting personal financial obligations. This is especially true as the duty periods become protracted and we use units from other locations of the state, i.e. Anchorage units in the Fairbanks Flood, etc.
4. Unit Commanders find themselves deciding between mission and manpower requirements and the real personal needs of his unit members for early release from state active duty.
5. Fortunately, past experience has involved less than total commitment of troops for relatively short periods of time. We cannot always guarantee this to be the case.

PROPOSAL IS DESIGNED TO:

1. Implement the provisions of the federal Soldiers and Sailors Civil Relief Act to members of the Alaska National Guard and Naval Militia while on state active duty.
2. The federal act is a proven worthwhile and necessary protective law for federal servicemen. Implementation will do likewise for our own Guardsmen/women.

Introduced: 1/14/76
Referred: Judiciary

1 IN THE SENATE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 SENATE BILL NO. 494

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act providing for the temporary suspension of
7 certain civil liabilities of National Guardsmen
8 called into active service for the s'tate."

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

10 * Section 1. AS 26.05 is amended by adding a new section to read:

11 Sec. 26.05.135. SUSPENSION OF ENFORCEMENT OF CIVIL LIABILITIES.
12 Secs. 501 -- 590 of Title 50 U.S.C., pertaining to the temporary
13 suspension of enforcement of civil liabilities of persons in the mili-
14 tary service of the United States, apply to members of the Alaska
15 National Guard and Alaska Naval Militia while on active duty for the
16 state by order of the governor.