

SB

487

A M E N D M E N T

OFFERED IN THE SENATE:

By: Senate Judiciary Committee

To: Amended SENATE BILL No. SB 487

HOUSE BILL No. _____

PAGE: 1

LINE: 27

Delete "(1) (inserted)"

Insert "As 2 a. 13. 7 30 (a) (1) is repeated"

*Technical correction
Should be brackets
around subsection 7
on line 27*

Introduced: 2/18/80
Referred: Judiciary and
Finance

1 IN THE SENATE

BY HOHMAN

2 SENATE BILL NO. 487

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

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

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

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

10 (a) The district court has jurisdiction of civil cases and pro-
11 ceedings as follows:

12 (1) for the recovery of money or damages when the amount
13 claimed exclusive of costs, interest and attorney fees does not exceed
14 \$20,000 [\$10,000, EXCEPT AS PROVIDED IN (10) OF THIS SUBSECTION];

15 (2) for the recovery of specific personal property, when the
16 value of the property claimed and the damages for the detention do not
17 exceed \$20,000 [\$10,000];

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

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

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

26 (6) (repealed); JAN 1, 1968

27 (7) [repealed]; for proceedings under the Village
incorporation Act of 1957 AS 29 25

28 (8) for the recovery of the possession of premises in the
29 manner provided under AS 09.45.070 - 09.45.160 when the value of the

1 property or of the arrears and damage to the property does not exceed
2 \$20,000 [\$10,000];

3 (9) for the foreclosure of a lien when the amount in contro-
4 versy does not exceed \$20,000 [\$10,000];

5 (10) for the recovery of money or damages in motor vehicle
6 tort cases when the amount claimed exclusive of costs, interest and
7 attorney fees does not exceed \$20,000 [\$15,000].

8 * Sec. 2. This Act takes effect July 1, 1980.
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Alaska State Legislature

Senate

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Senator George H. Hohman, Jr.

MEMORANDUM

TO: Senator Bob Ziegler

DATE: April 16, 1980

FROM: Senator George Hohman

SB 487 is presently in your committee. This bill will increase district court jurisdiction from \$10,000 to \$20,000 for personal injury damage claims.

I believe this bill is important and should be scheduled for hearing as soon as possible. The following is a summary of my reasons for encouraging the passage of this bill:

1. The current jurisdictional limit of \$10,000 needs to be increased to reflect inflation and the increase in damages being sought by Plaintiffs.
2. The bill will help reduce the existing back log of cases in Superior Court.
3. If the Supreme Court adopts mandatory arbitration rules for district court cases as requested in SCR 47, (which was passed out of Senate Judiciary several weeks ago), there will be a reduction of trials in district court.

The increased jurisdictional limit will help balance this reduction of district court trials. It is hoped that with mandatory arbitration and increased jurisdiction the fiscal impact on the district court will be minimal.

4. The Alaska Court Administration supports the bill.

Thank you.