

HJR

19

DATE: 3/3/87

The Labor & Commerce Committee has considered HJR 19

Relating to resident hire on federal projects in the state.

RECOMMENDS:

- replace with CS HJR 19 [etc] the same title
- attached amendment(s) a new title
- do pass
- do not pass
- no recommendation
- individual recommendations
- additional referral to the _____ Committee

ADOPTS: _____ letter of intent

ATTACHES NEW FISCAL NOTE(s):

- fiscal impact same as previous fiscal note published _____
- zero fiscal note same as previous zero fiscal note published _____
- zero with analysis

SIGNING DO PASS:

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

SIGNING OTHER RECOMMENDATIONS:

[Signature]

[Signature]
Chairman's signature



CHAIRMAN
LABOR AND COMMERCE
COMMITTEE

MEMBER
STATE AFFAIRS COMMITTEE
HEALTH, EDUCATIONAL
AND SOCIAL SERVICES COMMITTEE
INTERNATIONAL TRADE
SUB-COMMITTEE

March 3, 1987

M E M O R A N D U M

To: Members, House Labor and Commerce Committee

From: Representative Dave Donley

Re: HJR 18 - "Proposing an amendment to the Constitution of the State of Alaska relating to resident preference under the equal protection clause"

HJR 18 was introduced in response to concerns voiced by some Alaska State Supreme Court Justices in the Francis v Robinson case that overturned the 1985 Alaska hire law.

Specifically, the justices implied that Alaska's Constitution has potentially stronger prohibitions against local hire than federal law requires

HJR 18 proposes an amendment to Alaska's Constitution to clarify the right of state government to give reasonable preferences to Alaskans and to make Alaska's constitution consistent with the U.S. Constitution (see attached).

This measure would help clear our way in adopting meaningful local hire legislation that can meet a constitutional challenge.

U.S. CONSTITUTION

1. Privileges and Immunities Clause, Article IV, Sec. 2:

"The citizens of each state shall be entitled to all the privileges and immunities of citizens in the several States."

2. Equal Protection Clause, 14th Amendment:

"No state shall deny any person within its jurisdiction the equal protection of the laws."

3. Commerce Clause, Article I, Sec. 8, Clause 3:

"The Congress shall have power... to regulate commerce with foreign nations, and among the several states, and with Indian tribes."

STATE OF ALASKA
THE LEGISLATURE

POUCH Y - STATE CAPITOL
JUNEAU, ALASKA 99811
907-465-3800

LEGISLATIVE AFFAIRS AGENCY
LEGISLATIVE REFERENCE LIBRARY

May, 1988

Copies of minutes listed below were originally included in this file. The minutes are available on the STAIRS database CMPR. In order to save space copies of minutes have not been left in the files.

Mary Van Nimwegen

H. JUD. 3-23-87 1:30p.m.

DATE: 3-23-87

The Judiciary Committee has considered HJR 19

relating to resident hire on federal projects in the state.

RECOMMENDS:

- replace with CS HJR 19 (L+C) the same title
- attached amendment(s) a new title
- do pass
- do not pass
- no recommendation
- individual recommendations
- additional referral to the _____ Committee

DOPTS: _____ letter of intent

ATTACHES NEW FISCAL NOTE(S):

- fiscal impact same as previous fiscal note published _____
- zero fiscal note same as previous zero fiscal note published _____
- zero with analysis

SIGNING DO PASS:

[Signature]

[Signature]

[Signature]

[Signature]

SIGNING OTHER RECOMMENDATIONS:

[Signature] NO REC
[Signature]

[Signature]

 Chairman's signature