

LDIR# 237
UNIFORM
PROBATE
CODE
1973

UNIFORM PROBATE CODE
SPECIFIC REFERENCE TABLE

Explanation: The left-hand column lists, in numerical order, all UPC sections which refer to, or are referred to by, other UPC sections.

(1) An asterisk (*) preceding a section number indicates that the section in the left-hand column is referred to BY the section in the right-hand column.

(2) An (°) indicates that the reference is to a concept or phrase rather than to a section or article number (i.e., an implicit rather than specific reference).

(3) Certain parts of the UPC should be regarded as units. These are indicated by "UNIT" in the reference table. In addition to the specific numerical references within these parts (which are listed under the "UNIT" heading) there are frequent verbal references to key words and phrases throughout all the sections within the unit. These are too numerous to list in the table; the "UNIT" heading simply serves to warn the reader of their existence. A change in one section of the unit would very likely affect at least the wording of many other sections.

Examples:

<u>UPC SECTION:</u>	<u>REFERS TO OR *IS REFERRED TO BY:</u>
2-606 (Failure of devise)	2-605 (Anti-lapse) [Reads "§2-606 refers to §2-605 explicitly"]
2-605 (Anti-lapse)	*2-606 (Failure of devise) [Reads "§2-605 is referred to by §2-606"]
3-1001 (Closing)	°3-401 et seq. (Formal testacy proceedings) [Reads "§3-1001 implicitly refers to §3-401", i.e., it mentions "formal testacy proceeding" but does not identify the section number]

Nick Begich

ALASKA NATIVE CLAIMS SETTLEMENT ACT

DECEMBER 13, 1971.—Ordered to be printed

Mr. ASPINALL, from the committee of conference,
submitted the following

CONFERENCE REPORT

[To accompany H.R. 10367]

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 10367) "to provide for the settlement of certain land claims of Alaska Natives, and for other purposes," having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate to the text of the bill, and agree to the same with an amendment as follows:

In lieu of the matter inserted by the Senate amendment, insert the following:

That this Act may be cited as the "Alaska Native Claims Settlement Act".

DECLARATION OF POLICY

SEC. 2. Congress finds and declares that—

(a) there is an immediate need for a fair and just settlement of all claims by Natives and Native groups of Alaska, based on aboriginal land claims;

(b) the settlement should be accomplished rapidly, with certainty, in conformity with the real economic and social needs of Natives, without litigation, with maximum participation by Natives in decisions affecting their rights and property, without establishing any permanent racially defined institutions, rights, privileges, or obligations, without creating a reservation system or lengthy wardship or trusteeship, and without adding to the categories of property and institutions enjoying special tax

AMENDMENTS TO THE UNIFORM PROBATE

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* Section 1. AS 13.06.050(11) is amended to read:

(11) "estate" includes the property of the decedent, trust, or other person whose affairs are subject to this code as originally constituted and as it exists from time to time during administration;

* Sec. 2. AS 13.11.090(a) is amended to read:

(a) The surviving spouse may elect to take his elective share in the augmented net estate by filing in the court and mailing or delivering to the personal representative a petition for the elective share within six months after the first publication of notice to creditors for filing claims which arose before the death of the decedent. The court may extend the time for election as it sees fit for cause shown by the surviving spouse before the time for election has expired.

* Sec. 3. AS 13.11.125 is amended to read:

ARTICLE 4. EXEMPT PROPERTY AND ALLOWANCES.

Sec. 13.11.125. HOMESTEAD ALLOWANCE. A surviving spouse of a decedent who was domiciled in this state is entitled to a homestead allowance of \$12,000. If there is no surviving spouse, each minor child and each dependent child of the decedent is entitled to a homestead allowance amounting to \$12,000 divided by the number of minor and dependent children of the decedent. The homestead allowance is exempt from and has priority over all claims against the estate. Homestead allowance is in addition to any