

ALASKA
STATE
LEGISLATURE

BY MESSRS. BAGGEN, BLODGETT, BOARDMAN,
CASHEL, CHRISTIANSEN, COLE, DITMAN, GRAVEL,
HARRIS, HILLSTRAND, JARVELA, JOHNSON,
JOSEPHSON, KUBLEY, LEONARD, LONGWORTH,
LOTTSFELDT, McCOMBE, MOSELEY, PEARSON,
RADER, M. REED, STALKER, SWEENEY, TAYLOR,
WHITE, WHITEHEAD, AND WIGGINS.

1 IN THE HOUSE

2 HOUSE BILL NO. 255

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRD LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the confirmation of
7 appointments by the legislature; and pro-
8 viding for an effective date."

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

10 * Section 1. AS 39.05.080(1) is amended to read:

11 (1) The appointing authority shall, within 14
12 [FIVE] calendar days of the convening of the legislature in
13 regular or special session, present to the legislature for
14 confirmation the names of all persons

15 (A) appointed to a position or membership
16 which have not theretofore been confirmed by the legis-
17 lature or either house of it;

18 (B) appointed by him subject to confirmation
19 to fill an existing position or membership vacancy;

20 (C) to be appointed subject to confirmation
21 to fill a position or membership the term of which shall
22 expire before July 2, following the session of the
23 legislature.

24 * Sec. 2. AS 39.05.080(2) is amended to read:

25 (2) When appointments are presented to the legis-
26 lature for confirmation, the legislature shall, before the
27 end of the session in which the appointments are presented,
28 in joint session assembled, act on the appointments [WITHIN
29 THREE DAYS FOLLOWING RECEIPT OF THE NAMES PRESENTED] by

1 confirming or declining to confirm by a majority vote of all
2 of the members the appointments presented.

3 * Sec. 3. AS 39.05.080(3) is amended to read:

4 (3) When the legislature declines to confirm an
5 appointment, the legislature shall notify the appointing
6 authority of its action and a vacancy in the position or
7 membership exists which the appointing authority shall fill
8 by making a new appointment. The new appointment shall be
9 presented for confirmation to the legislature within 20
10 calendar days following receipt by the appointing authority
11 of the legislature's notification of its refusal to confirm
12 the prior appointment. If the name of a person is submitted
13 and is not confirmed, the appointing authority may not, upon
14 resubmission of appointments, submit again the name of the
15 person whose confirmation was refused for the same position
16 or membership during the session of the legislature at which
17 confirmation was refused. The person whose name is refused
18 for appointment by the legislature may not thereafter be
19 appointed to the position or membership during the interim
20 between legislative sessions. Failure of the legislature to
21 act to confirm or decline to confirm an appointment during
22 the session in which the appointment was presented is tanta-
23 mount to a declination of confirmation on the day the session
24 adjourns.

25 * Sec. 4. This Act takes effect on the day after its passage
26 and approval or on the day it becomes law without such approval.

27

28

29