

CHAPTER 128

AN ACT

Relating to the powers and duties of the Attorney General of the State of Alaska; amending Sec. 9-1-5 and Sec. 9-1-16 ACLA 1949; and providing for an effective date.

(H.B. 219)

Be it enacted by the Legislature of the State of Alaska:

Section 1. Section 9-1-5, ACLA 1949 is hereby amended to read as follows:

Sec. 9-1-5. Duties. The Attorney General of Alaska shall be the official legal advisor of the Governor, the Treasurer, the Secretary, and other officers of the State. He shall bring, prosecute and defend in the name of the State, all necessary and proper actions or suits for the collection of the revenue under State laws; he shall file informations and prosecute all offenses against the revenue, and other laws of the State, prosecution of which is not otherwise provided for; provided, however, and notwithstanding Chapter 64, SLA 1959, the Attorney General shall have concurrent jurisdiction and power with each of the United States District Attorneys over criminal prosecutions arising out of State laws; he shall when requested by the Legislature or any member thereof, give legal advice concerning any law or proposed law or legislative measure; he shall take cognizance of all memorials passed by the State Legislature, shall urge on the various organizations or persons to whom such memorials are addressed, the necessity for the action prayed for in the memorial, and shall submit to the next Legislature, a report on the memorials theretofore passed by previous Legislatures; and all such other duties as may be required by law, or as usually pertain to the office of Attorney General in a State; and he shall make through the Governor, to the Legislature, at each regular session thereof, a report of the work and expenditures of the office and upon needed legislation or amendments to existing laws.

Bills, memorials and resolutions. It shall be the duty of the Attorney General to draft and prepare in proper form for introduction such bills, mem-

orials or resolutions as may be requested by any member of the Legislature, the Governor, or any other State official. He shall consult with members, officers and committees of the Legislature, when requested, upon pending bills or measures, and at the request of a member of the Legislature shall prepare amendments to bills, memorials or resolutions under consideration by either house.

Requests for the preparation of bills, memorials, or resolutions shall be transmitted to the Attorney General and the Attorney General shall keep a complete record of all requests received of proposed bills, memorials and resolutions in progress and completed, and such other information as may be requisite to expedite legislation and to avoid duplication of effort. Such record shall be open to inspection by any member of the Legislature, or any State official; provided, however, that the name of the person submitting a request shall not appear in the record if the person requesting so desires. Any member of the Legislature, the Governor, or any State official may examine this record and upon written request the Attorney General shall transmit, in writing, any information therefrom desired by such person.

Sec. 2. Section 9-1-16, ACLA 1949 is hereby amended to read as follows:

Sec. 9-1-16. Employment of attorney to appear before distant court. Whenever any cause wherein the State is interested shall be pending before any court distant from the capital and in which cause it is necessary for the State to be represented by counsel, the Attorney General, with the approval of the Governor, shall have authority to engage one or more attorneys-at-law to appear for him before such court. The Attorney General may for such services cause to be paid out of the

proper appropriations for his office such sum as he shall deem fair and reasonable.

Sec. 3. This Act shall take effect im-

mediately upon its passage and approval or upon its becoming law without such approval.

Approved April 28, 1959

CHAPTER 129

AN ACT

Authorizing the Governor to assign, apportion and postpone use of funds, appropriated for carrying out the functions of the government, among the departments and agencies of state government; amending Sec. 21, Ch. 64, SLA 1959; and providing an effective date.

(H.B. 239)

Be it enacted by the Legislature of the State of Alaska:

Section 1. Sec. 21 of Ch. 64, SLA 1959 is hereby amended to read as follows:

Sec. 21. Transfer of Functions and Funds. Any department to which the functions, powers, and duties of a previously existing department or other agency are by this Act assigned and transferred shall, for the purpose of succession to all rights, powers, duties, and obligations of the former department or agency, be deemed and held to constitute a continuation of the former department or agency, with the same force and effect as if the functions, powers, and duties had not been assigned or transferred. Whenever any such former agency is referred to by

law, contract, or document, such reference shall be deemed to apply to the department in which the functions of such agency are vested by the terms of this Act. All funds appropriated to a department or agency affected by this Act prior to the transfer or assignment of its powers, duties, and functions under this Act, shall be transferred and apportioned at the direction of the Governor. The Governor is hereby expressly authorized to make such line item transfers of appropriations within and among the newly created or continued departments or agencies as he deems proper to effectuate the purposes of this Act.

Sec. 2. This Act shall take effect upon its passage and approval or upon its becoming law without such approval.

Approved April 28, 1959

CHAPTER 130

AN ACT

Authorizing the transfer from a line item appropriation made to the Highway and Public Works Department from the Highway Fund by Ch. 187, SLA 1957 containing a surplus to line items where there are deficiencies; and providing for an effective date.

(C.S.H.B. 108)

Be it enacted by the Legislature of the State of Alaska:

Section 1. The Department of Highways and Public Works is hereby authorized to transfer the following amounts

from the 1957-59 appropriation available for "Personal Services": \$3,000.00 to the appropriation for "Travel"; \$2,500.00 to the Appropriation for "Other Operating Expense"; \$14,000.00 to the appropriation for "Capital Outlay"; and \$1,000.00 to the