

# STATE OF ALASKA

## THE LEGISLATURE

1978

Source

SCR 77

Legislative  
Resolve No.

7



Relating to reapportionment litigation.

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### BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

WHEREAS the Constitution of the State of Alaska provides in sec. 3 of art. VI for reapportionment of the house of representatives immediately following the official reporting of each decennial census of the United States; and

WHEREAS, since there is no constitutional provision for reapportionment of the senate, reapportionment at the same time as reapportionment of the house of representatives is the most reasonable course; and

WHEREAS the time schedule set by the constitution allows legislative stability since the time set for reapportionment is fixed, is at frequent enough intervals to prevent gross malapportionment, and allows use of current data based upon the most reliable technique available; and

WHEREAS there is no history in Alaska since statehood of evasion of the constitutional requirements; and

WHEREAS a case known as Price and Groh v. Hammond has been filed in the United States District Court, District of Alaska as Civil Action A-77-248, requesting that court to require immediate reapportionment and to restrain any election to the legislature until reapportionment takes place; and

WHEREAS the United States decennial census will occur in 1980; and

WHEREAS reapportionment now is not timely; and

WHEREAS premature and recurrent reapportionment in disregard

of the Alaska Constitution is harmful to the interests of the legislature, its members, and the public;

BE IT RESOLVED by the Alaska State Legislature that the Legislative Council is directed to seek intervention in the pending action in United States District Court and appeals which may arise from the decision in that action, and to take whatever other legal action, including intervention in court actions it considers best, in order that reapportionment takes place next at the time established by art. VI of the Constitution of the State of Alaska; and be it

FURTHER RESOLVED that the Council is authorized to represent the Tenth State Legislature, its members in a representative capacity and individually if members so elect, and other persons if the Council considers that desirable and the persons have elected to be so represented.

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